



RELEASE TO AUSTRALIAN SECURITIES EXCHANGE

TUESDAY, 10 JULY 2018

FACEBOOK PRIVACY COMPLAINT

Summary

- **IMF is funding a new representative complaint under the Privacy Act 1988 against Facebook for alleged breaches of the Australian Privacy Principles.**
- **A class action may follow.**

Complaint to the Australian Information Commissioner

IMF Bentham Limited (**IMF**) announces that it has decided to fund a new investment, that will be financed through its Rest of the World funds (Fund 2 and Fund 3).

The new investment involves a representative complaint made to the Australian Information Commissioner under section 36(2) of the *Privacy Act 1988* (Cth) against Facebook Australia Pty Ltd, Facebook Inc. and Facebook Ireland Ltd (**Respondents**) relating to alleged breaches of the Australian Privacy Principles around Facebook users' personal information being improperly shared with third parties.

The Australian Information Commissioner has also commenced a separate investigation into these matters.

Possible Class Action

There are a number of different findings that the Australian Information Commissioner may make in relation to these investigations, some of which, such as a civil penalty award against one or more of the Respondents, may not produce a recovery for members of the complainant group. In light of this, IMF will determine at a later stage if it will fund any class action against the Respondents arising from the alleged breaches of the Australian Privacy Principles.

Individuals who had a personal Facebook account (used in Australia between 2010 and March 2015) and who received, and can provide, a copy of a message from Facebook advising that their information was shared with Cambridge Analytica because they, or one of their Facebook "friends"

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used the Facebook application “This Is My Digital Life” are eligible to participate in the proposed class action.

Further information is available by calling IMF on 1800 016 464 or by visiting IMF’s website at www.imf.com.au/facebook.

The complaint is being handled by leading Australian law firm, Johnson Winter & Slattery in Sydney.

IMF background

IMF is one of the leading global litigation funders, headquartered in Australia and with offices in the US, Canada, Singapore, Hong Kong and London. IMF has built its reputation as a trusted provider of innovative litigation funding solutions and has established an increasingly diverse portfolio of litigation funding assets.

IMF has been a leading pioneer of litigation funding in Australia since 2001, playing a significant role in the initial steps towards a globalised industry via its international expansion in the US, Canada, Asia and Europe. IMF has a highly-experienced litigation funding team overseeing its investments, delivering, as at 31 December 2017, a 90% success rate across 166 completed cases (excluding withdrawals).

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