

# Class Action Policy

**KEMPEN CAPITAL MANAGEMENT**

**Q1 2022**

# Class Action Policy

KCM defines a class action as a type of civil lawsuit in which a number of parties who have been harmed by the same (illegal) activity act together as a group, whereby a distinction is made between 'passive filings' (i.e. class actions where a (share of the) recovery is applied for after the conclusion of legal proceedings against or a settlement with the issuer) versus 'active class actions' (i.e. class actions where an active role is taken in the collective legal proceedings against the issuer by initiating, acting as lead plaintiff or taking another active role).

KCM has adopted the following class action policy:

- KCM engages in passive filing of claims to recover a (share of the) class action recovery as a result of a verdict or a settlement for which its investment funds are eligible. KCM has retained a third party for the filing of such claims.
- KCM reserves the right to participate in active class actions.
- Should a class action result in revenues then the net proceeds will be allocated to the investment fund involved in the filing or action. As a result, the investors of the investment fund invested at the moment that the proceeds are allocated will benefit from the class action revenues.

KCM may at any time amend this policy and may deviate from the principles set out therein.

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Kempen  
Asset Management

Beethovenstraat 300  
1077 WZ Amsterdam  
The Netherlands

P.O. Box 75666  
1070 AR Amsterdam  
The Netherlands

T + 31(0)20 348 8700  
F +31 (0)20 348 8750

[www.kempen.com](http://www.kempen.com)



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