

NOTICE OF SETTLEMENT APPROVAL
CANADIAN AVANDIA LITIGATION

Read this Notice carefully as it may affect your rights

NOTICE OF SETTLEMENT APPROVAL

A Canada-wide settlement has been reached in the Avandia Class Action. The Class Action sought compensation for cardiovascular injuries which were allegedly related to the use of Avandia. The Defendants deny the allegations made in the lawsuit and make no admission as to the truth of these allegations.

This Notice advises you that on June 13, 2019, following publication of a Hearing Notice, the Supreme Court of Nova Scotia issued the Settlement Order approving the Amended National Settlement Agreement (the "Settlement") as being fair, reasonable and in the best interest of Class Members.

The Amended Settlement Agreement may be accessed online at <http://www.avandiaclassaction.com>.

WHO IS AFFECTED BY THE SETTLEMENT?

The Settlement applies to: (a) All persons in Canada, including their estates, who were prescribed and ingested Avandia (the "Primary Class"); and (b) the spouses (including common-law spouses and same-sex spouses), children, grandchildren, parents, grandparents and siblings of deceased members of the Primary Class (the "Family Class"). Class Members must satisfy eligibility criteria in order to be eligible for compensation. Not all Class Members will be eligible for compensation. The Family Class is not eligible for compensation.

WHAT ARE THE TERMS OF THE SETTLEMENT?

The Settlement provides for a Minimum Settlement Amount of \$4,116,666.67 (CDN) and up to a Maximum Settlement Amount of \$6,750,000.00 (the "Settlement Payment"), depending on the number of Approved Claimants. The Settlement Payment will be used to pay compensation for Approved Claimants, the claims of provincial health insurers, the costs of notice and administration and Class Counsel Legal Fees. Approved Claimants must satisfy the eligibility criteria set out in the Compensation Protocol. Not all Class Members will be eligible for compensation. You may review the Settlement documents by contacting Class Counsel or visiting the settlement website at www.avandiaclassaction.com.

Compensation is available for Class Members who used Avandia for at least thirty continuous days commencing before December 2010 and who suffered one of the following injuries within no more than one year of such use: myocardial infarction (heart attack), congestive heart failure, coronary artery bypass graft (CABG surgery), and percutaneous coronary intervention with stent placement. Other eligibility considerations described in the Settlement Agreement will affect how much compensation you receive.

PARTICIPATION IN THE SETTLEMENT

To obtain compensation under the Settlement, a Class Member must file a claim with the Claims Administrator on or before the Claims Deadline of July 15, 2020.

A detailed instruction package on how to file a claim and Claim Form are currently available from the Claims Administrator by telephone, email or in writing at the address noted below. Class Members are also invited to contact Class Counsel, at no charge, if they have questions about the Settlement.

WHO REPRESENTS ME?

Siskinds LLP

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WHAT ARE THE LEGAL FEES?

Class Counsel's legal fees, disbursements and applicable taxes will be paid out of the Settlement. At the Approval Hearing, Class Counsel made a separate motion requesting approval for payment of fees, disbursements and applicable taxes. Class Counsel have pursued this lawsuit on a contingency basis, which provides for payment of legal fees of 25% of the total value of the settlement plus applicable taxes, as well as recovery of out of pocket expenses, and Class Counsel sought approval from the Nova Scotia Court for such payment in accordance with the terms of their retainer agreement. Class Counsel received the Court's approval for payment of their fees, disbursements and applicable taxes in the total amount of \$1,223,189.91.

Class Members may retain their own lawyers to assist them in making individual claims under the Settlement and will be responsible for any fees charged by such lawyers, although a lawyer is not necessary.

CLAIMS ADMINISTRATOR

The Court has appointed RicePoint Administration Inc. as the Claims Administrator for the Settlement.

If you have questions about the Settlement and/or would like to obtain more information and/or copies of the Settlement and related documents, please contact the Claims Administrator at:

RicePoint Administration Inc.
1480 Richmond Street, Suite 204
London, Ontario, Canada, N6G 0J4
Email: support@ricepoint.com
Toll Free: 1 (866) 458- 2144