

NOTICE OF APPROVAL OF A SETTLEMENT OF THE CHSLD HERRON CLASS ACTION

This notice concerns the individuals listed below. Please read it carefully.

- Residents of the CHSLD Herron between March 13, 2020 and May 31, 2020.
- Liquidators of the estate of any Resident of the CHSLD Herron who passed away between March 13, 2020 and May 31, 2020.
- The surviving spouse or child of any Resident of the CHSLD Herron who passed away between March 13, 2020 and May 31, 2020.

On **May 6, 2021**, the Superior Court approved the Settlement Agreement in the Class action filed against Centre d'hébergement et de soins de longue durée Herron Inc., 2033770 Ontario Inc., Katasa Group Inc., and Katasa Development Inc. (the "**Defendants**") (the "**Settlement Agreement**").

In accordance with the terms of the Settlement Agreement, the Defendants shall pay an amount of **five million five hundred thousand Canadian dollars (CAD\$ 5,500,000)** (the "**Settlement Fund**"), without any admission of liability whatsoever, to settle the claims of the members of the following Class:

All individuals resident in the CHSLD Herron at any time from March 13, 2020 to May 31, 2020 ("**Residents**"), estates of any such Residents who passed away between March 13, 2020 and May 31, 2020 ("**Estates**"), as well as the surviving spouses and children of Residents who passed away between March 13, 2020 and May 31, 2020 ("**Family Members**");

Terms of the Settlement agreement

In order to benefit from the Settlement Agreement, Class members must submit a claim no later than **November 17, 2021, at 4:30 PM** in accordance with the Administration Process described in **Appendix 1** of the Settlement Agreement and by filing the Claim Form found in **Appendix 2**.

The exact amount of the compensation owed to each category of Class members will be calculated once the total number of claimants is known. Thereafter, the Settlement Fund will be allocated in proportion to the number of claimants and on account of the following parameters:

- Category 1:** The compensation awarded to the Estate of a deceased Resident shall serve as the base amount for the determination of any compensation awarded under Categories 2, 3, and 4;
- Category 2:** The surviving spouse of a deceased Resident shall be paid the equivalent of 66.67% of the compensation awarded under Category 1;
- Category 3:** The surviving child of a deceased Resident shall be paid the equivalent of 33.33% of the compensation awarded under Category 1;
- Category 4:** A surviving Resident shall be paid the equivalent of 73% of the compensation awarded under Category 1.

Please visit <https://kklex.com/class-actions/chsld-herron-covid-19/> to view the Settlement Agreement and its Appendices,

Opting out of the Settlement

A Class member who wishes to opt-out from the Class action must do so no later than **June 17, 2021 at 4:30 PM** by filing with the clerk of the Superior Court of the district of Montreal in the file bearing Court number 500-06-001060-207 a written document stating (a) his or her full name and mailing address, and (b) a signed statement specifying (i) that he or she has decided to opt-out of the Class action and the Settlement Agreement, (ii) the category or categories he or she belongs to, (iii) the reasons for opting-out, (iv) whether he or she has retained the services of a lawyer and, if so, the name of said legal lawyer.

A Class member who does not opt-out within this delay of forfeiture will be bound by the Settlement Agreement and will be deemed to have given a release to the Defendants.

To obtain further information:

Please contact the Class Counsel or the Claims Administrator:

Class Counsel

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Me Olivera Pajani
Me William Colish
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Claims Administrator

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THE PUBLICATION OF THIS NOTICE WAS AUTHORIZED BY JUSTICE DONALD BISSON, J.S.C.