

APPENDIX "A"

NOTICE – HEARING ON SETTLEMENT APPROVAL

CLASS ACTION REGARDING COLONOSCOPIES CONDUCTED AT THE LAKESHORE  
GENERAL HOSPITAL BY DR. GILLES BOURDON BETWEEN 2009 AND 2012

PLEASE READ THIS NOTICE ATTENTIVELY SINCE YOUR RIGHTS AND RECOURSES MAY  
BE AFFECTED BY A PROPOSED SETTLEMENT

Dear Sir or Madam:

You are receiving the present letter because you have been involved in the recall of colonoscopies completed at the Lakeshore General Hospital between 2009 and 2012. As you may be aware, a class action has been filed on your behalf concerning these events.

Without any admission of wrongdoing or liability on the part of the respondents, the Lakeshore General Hospital and Dr. Gilles Bourdon, the parties have reached an agreement to settle this class action.

The settlement agreement definitively settles the class action in case number 500-06-00623-120. If the Court approves it, it will have the effect of terminating any and all claims arising from the colonoscopies and its recall that you have or might have had against the respondents.

The advantages conferred upon the class members and set out in the settlement agreement may be summarized as follows, subject to withholdings by the *Fonds d'aide aux recours collectifs*:

- Class members who had a cancer diagnosed during the recall colonoscopy will receive \$20,000;
- Class members who underwent a recall colonoscopy, which did not diagnose a cancer, will receive \$500;
- Patients outside the scope of the recall who, at their request, nevertheless underwent a colonoscopy arranged by the Lakeshore General Hospital during the recall period, which did not diagnose a cancer, will receive \$500.
- Patients who were sent a recall letter but did not undergo a colonoscopy will not receive any indemnity, unless they are able to prove that they underwent a colonoscopy at a private clinic or other medical facility between September 10, 2012 and December 31, 2012;

The complete terms of the settlement agreement are available at [www.lexgroup.ca/classaction/lakeshoregeneralhospital/](http://www.lexgroup.ca/classaction/lakeshoregeneralhospital/)

This settlement agreement will be submitted to the Honourable Justice Robert Castiglio of the Superior Court of Québec on June 23, 2016, at 9:30, in Room 15.07 of the Montreal Courthouse, 1 Notre-Dame Street East, Montreal, Québec, for his approval. Justice Robert Castiglio, S.C.J. will also be asked to authorize the class action solely for the purpose of approving the settlement agreement.

You have nothing to do if you wish to be bound by the settlement and the eventual judgment of the Court approving same.

Objection Process

If you wish to contest the approval of this settlement agreement, you must submit a signed objection notice on or before **June 8, 2016** at the latest. Your notice must briefly state your name, contact information, the reasons behind your objection, whether you intend to be present at the court hearing on June 23, 2016, and if you intend to be represented by independent counsel (providing the name and contact information of said counsel if known).

This notice should be sent to the attorney acting on behalf of the class, Mtre David Assor, at:

Mtre David Assor  
Lex Group Inc.  
4101 Sherbrooke Street West  
Westmount, QC, H3Z 1A7

Email: davidassor@lexgroup.ca  
Fax: (514) 875-8218  
Telephone: (514) 451-5500 (ext. 321)

The Lakeshore General Hospital is now part of the Montreal West Island Integrated University Health and Social Services Centre (IUHSSC). Info-IUHSSC: 514 630-2123

This notice has been approved by the Superior Court of Québec.