

# SUPERIOR COURT

CANADA  
PROVINCE OF QUEBEC  
DISTRICT OF MONTREAL

No: 500-06-000708-145

DATE: January 7, 2015

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**IN THE PRESENCE OF: THE HONOURABLE CHANTAL CORRIVEAU, J.C.S.**

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**YVON LEBOUTHILLIER**  
Petitioner

v.

**JANSSEN INC.**  
and  
**JANSSEN PHARMACEUTICALS INC.**  
and  
**JANSSEN ORTHO LLC**  
and  
**JOHNSON & JOHNSON**  
and  
**JOHNSON & JOHNSON INC.**  
Respondents

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## JUDGMENT

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[1] **CONSIDERING** that the Petitioner filed a Motion to Authorize the Bringing of a Class Action and to Ascribe the Status of Representative on behalf of the following proposed Group:

“All residents of Canada (including their estates, executors, personal representatives, dependants and family members), who purchased and/or ingested and/or were injected with the drugs Risperdal and/or Invega, which drugs were manufactured, marketed or distributed by Respondents and/or related companies, and/or any other Group or Sub-Group to be determined by the Court”;

[2] **CONSIDERING** that similar class action proceedings have been filed in other Canadian provinces;

[3] **CONSIDERING** that the Petitioner’s attorneys are part of a national consortium of attorneys having filed the said similar class action proceedings in Canada;

[4] **CONSIDERING** that a national certification, which intends to include Quebec Class Members, will be sought through the Ontario action that is presently pending and proceeding, namely Nicholas Brown v. Johnson & Johnson Inc. et al. – Ontario Superior Court of Justice file number CV-14-496160-00CP;

[5] **CONSIDERING** that the Petitioner has requested, with Respondents’ consent, that the present Quebec proceedings be kept in abeyance *sine die* in order to permit the above-mentioned Ontario case to proceed towards national certification;

[6] **CONSIDERING** that the parties’ attorneys have undertaken to keep this Court informed of all developments in the Ontario case at least once every six (6) months;

**FOR THESE REASONS THIS HONOURABLE COURT:**


[7] **ORDERS** that the present proceedings be kept in abeyance *sine die* while the Ontario case of Nicholas Brown v. Johnson & Johnson Inc. et al. – Ontario Superior Court of Justice file number CV-14-496160-00CP proceeds;

[8] **DECLARES** that this Court will retain its jurisdiction herein and full discretion to order the present matter to recommence and proceed at any such time as this Court sees fit;

[9] **DECLARES** that any party, in its sole discretion, can require the present matter to recommence at any time;

[10] **ORDERS** the parties to keep this Court informed of all developments in the Ontario case at least once every six (6) months;

[11] **THE WHOLE** without costs.

  
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CHANTAL CORRIVEAU, J.C.S.