

## Did You Live at Any of the Following Institutions or Know Someone Who Did?

<p><b>St. Lawrence Regional Centre</b></p> <p>between April 1, 1975 - June 30, 1983</p>	<p><b>L.S. Penrose Centre</b></p> <p>between April 1, 1974 - March 31, 1977</p>	<p><b>D’Arcy Place</b></p> <p>between Sept. 1, 1963 - Dec. 31, 1996</p>
<p><b>Oxford Regional Centre</b></p> <p>between April 1, 1974 - March 31, 1996 or in the “Mental Retardation Unit” or “MR Unit” between Jan. 1, 1969 - March 31, 1974</p>	<p><b>Midwestern Regional Centre</b></p> <p>between Sept. 1, 1963 - March 31, 1998</p>	<p><b>Adult Occupational Centre</b></p> <p>between Jan. 1, 1966 - March 31, 1999</p>
<p><b>Durham Centre for Developmentally Handicapped</b></p> <p>between April 1, 1974 - Sept. 28, 1986</p>	<p><b>Muskoka Centre</b></p> <p>between Aug. 28, 1973 - June 30, 1993</p>	<p><b>Prince Edward Heights</b></p> <p>between Jan. 1, 1971 - Dec. 31, 1999</p>
<p><b>Northwestern Regional Centre</b></p> <p>between April 1, 1974 - March 31, 1994</p>	<p><b>Bluewater Centre</b></p> <p>between April 1, 1976 - Dec. 20, 1983</p>	<p><b>Pine Ridge</b></p> <p>between Sept. 1, 1963 - Aug. 31, 1984</p>

*A Lawsuit and Proposed Settlement May Affect You.*

The Ontario Superior Court of Justice decided that a class action on behalf of a “Class” of people who lived at the above institutions is allowed to go forward. There is also a proposed settlement to end the class action.

**What is this case about?**

The lawsuit says the Province of Ontario failed to properly care for and protect people who lived at the Institutions. The Province of Ontario denies these claims. The parties have reached a proposed settlement to end the lawsuit.

If you are having a difficult time dealing with these issues you can call 1-866-442-4465 (TTY: 1-877-627-7027).

**Are you included?**

You are included in this lawsuit if:

- You lived at one or more of the Institutions between the dates listed above and were alive as of June 16, 2012; or
- You are an estate trustee of someone who lived at one of the Institutions but who died after June 16, 2012.

**Who represents the former residents?**

The Court has appointed Koskie Minsky LLP (KM LLP) to represent the former residents as a Class.

**The proposed settlement**

The proposed settlement includes:

- an approximately \$35.9 million settlement fund;
- a paper based claims process that will not require anyone to testify in court; and
- a release by class members of all claims against the Province of Ontario stemming from the Institutions.

### **Compensation and legal fees**

If the settlement is approved by the court, there will be a claims process allowing former residents who are part of the Class to ask for compensation.

KM LLP agreed that it would only be paid if there was a settlement or a successful judgment. KM LLP will seek the court's approval of its legal fees of \$3.7 million plus \$481,000 for taxes.

All payments to the class members will come from the settlement, after payment of legal fees, tax and a mandatory payment to the Class Proceedings Fund of \$2.9 million.

### **Your legal rights and options**

**DO NOTHING:** by doing nothing you automatically stay in the class action and wait to see if the settlement is approved on April 25, 2016. You can then make a claim if the settlement is approved. **Staying in this Class will not impact the residence or supports received from community based agencies which are funded by Ontario.**

**GET OUT OF THE CLASS ACTION:** If you do not want to be part of the settlement and want to keep your rights to sue Ontario individually over the claims in this case **you need to remove yourself.** If you remove yourself, you cannot get money from this lawsuit. To ask to be removed, send a letter to the Class Action Administrator, postmarked no later than **April 15, 2016**, that says you want to be removed from *Clegg v. Province of Ontario*. Include your name, address, telephone number, and signature. You can also get an Opt Out Form at [www.schedule1facilities.ca](http://www.schedule1facilities.ca).

**STAY IN THE CLASS ACTION BUT OBJECT TO THE SETTLEMENT:** If you want to stay in the lawsuit but you don't want the settlement approved, you can object to the settlement. If you want to object to the settlement, you have to write to the Court and tell them why. You must send your written objection to the Class Action Administrator. You can ask to talk at the court hearing on April 25, 2016.

### **Approval hearing**

The settlement, claims process and counsel fees are subject to court approval. The approval hearing shall be heard on **April 25, 2016** at the **Superior Court of Justice in Toronto, Ontario**. Class members may attend the hearing. Any class members who wish to object to the proposed settlement should provide written notice of their objection to the Claims Administrator by April 4, 2016.

### **Contact information**

If you need more information or wish to object, please contact the Class Action Administrator, toll-free, at 1-866-442-4465 or TTY: 1-877-627-7027, write to Schedule 1 Class Action Administrator, 3-505, 133 Weber Street North, Waterloo, Ontario, N2J 3G9, or by email at: [schedule1facilities@crowco.ca](mailto:schedule1facilities@crowco.ca).

### **Getting Notice to former residents**

Family members, caregivers and friends of former residents are asked to help in getting information to former residents. Please show this notice to people who are impacted by this lawsuit or their caregivers.  
**KM-1970312v3**