



Action No. Court File No. **VIC-S-S-072850**
Victoria Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

TERI ROBINSON

PLAINTIFF

AND:

**ADVANCED MEDICAL OPTICS, INC., and
AMO CANADA COMPANY**

DEFENDANTS

"Brought under the Class Proceedings Act"

WRIT OF SUMMONS

Name and Address of each Plaintiff:

**Teri Robinson
c/o Merchant Law Group LLP
203-468 Belleville Street
Victoria B.C. V8V 1W9**

Name and Address of each Defendant:

**Advanced Medical Optics, Inc.
1700 E. St. Andrew Place
Santa Ana, California 92705**

**Amo Canada Company
80 Whitehall Dr.. Unit #2,
Markham, Ontario**

ELIZABETH THE SECOND, by the Grace of God, of the United Kingdom, Canada and Her other Realms and Territories, Queen, Head of the Commonwealth, Defender of the Faith.

To the defendants

TAKE NOTICE that this action has been commenced against you by the plaintiff for the claim set out in this writ.

IF YOU INTEND TO DEFEND this action, or if you have a set off or counterclaim that you wish to have taken into account at the trial, **YOU MUST**

- (a) **GIVE NOTICE** of your intention by filing a form entitled "Appearance" in the above registry of this court, at the address shown below, within the Time for Appearance provided for below and **YOU MUST ALSO DELIVER** a copy of the Appearance to the plaintiff's address for delivery, which is set out in this writ, and
- (b) if a statement of claim is provided with this writ of summons or is later served on or delivered to you, **FILE** a Statement of Defence in the above registry of this court within the Time for Defence provided for below and **DELIVER** a copy of the Statement of Defence to the plaintiff's address for delivery.

YOU OR YOUR SOLICITOR may file the Appearance and the Statement of Defence. You may obtain a form of Appearance at the registry.

JUDGMENT MAY BE TAKEN AGAINST YOU IF

- (a) **YOU FAIL** to file the Appearance within the Time for Appearance provided for below; or
- (b) **YOU FAIL** to file the Statement of Defence within the Time for Defence provided for below.

TIME FOR APPEARANCE

If this writ is served on a person in British Columbia, the time for appearance by that person is 7 days from the service (not including the day of service).

If this writ is served on a person outside British Columbia, the time for appearance by that person after service, is 21 days in the case of a person residing anywhere within Canada, 28 days in the case of a person residing in the United States of America, and 42 days in the case of a person residing elsewhere.

[or, if the time for appearance has been set by order of the court, within that time.]

TIME FOR DEFENCE

A Statement of Defence must be filed and delivered to the plaintiff within 14 days after the later of

- (a) the time that the Statement of Claim is served on you (whether with this writ of summons or otherwise) or is delivered to you in accordance with the Rules of Court, and
- (b) the end of the Time for Appearance provided for above.

[or, if the time for defence has been set by order of the court, within that time.]

- (1) The address for the registry is:

Ministry of Attorney General
Court Registry
PO Box 9248 Stn Prov Govt
2nd Floor 850 Burdett Avenue
Victoria, BC V8W 9J2

- (2) The plaintiff's ADDRESS FOR DELIVERY is:

c/o Merchant Law Group LLP
203-468 Belleville Street
Victoria, British Columbia
V8W 1W9

Fax number for delivery (if any): 250-478-9943

- (3) The name and office address of the plaintiff's solicitor is:

Merchant Law Group LLP
Barrister & Solicitor
203-468 Belleville Street
Victoria, British Columbia V8W 1W9
Tel: 250-478-9928 Fax: 250-478-9943

The Plaintiff's claim is described in the endorsement below.

ENDORSEMENT

This action, commenced as a proposed class proceedings, concerns, *inter alia*, the recall and injury caused to the Plaintiff and members of the proposed class by a product known as COMPLETE Moisture PLUS, a contact lens solution which is distributed, offered for sale, and sold by the Defendants in British Columbia.

The Plaintiff's claim is for, *inter alia*, general and special damages, recovery of economic loss, and other relief sought against the Defendants, for the Defendants' acts, omissions, wrongdoings and breaches of legal duties and obligations.

The Plaintiff claims interest pursuant to the *Court Order Interest Act*, R.S.B.C. 1996, chapter 79, and amendments thereto.

The Plaintiff claims costs of this action.

The Plaintiff claims such further and other relief as this Honourable Court deems just and meet.

Place of trial: Victoria, British Columbia

Dated: July 13, 2007


Merchant Law Group LLP
Solicitors for the Plaintiff

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Victoria Registry

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BETWEEN:

TERI ROBINSON

PLAINTIFF

AND:

ADVANCED MEDICAL OPTICS INC.,
AMO CANADA COMPANY, and AMO DISTRIBUTOR

DEFENDANTS

"Brought under the Class Proceedings Act"

WRIT OF SUMMONS & STATEMENT OF CLAIM

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V8V 1W9
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Fax: 250-478-9943