

~~SCHEDULE 1~~ 56

Court File No. CV-15-52870800CP

**ONTARIO
SUPERIOR COURT OF JUSTICE**

JUSTICE GLUSTEIN
by REGISTRAR

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)

THURSDAY, THE 26th
MAY
DAY OF , 2022

BETWEEN:

NICOLE MORRISSETTE

Plaintiff

- and -

PFIZER CANADA INC. and PFIZER INC.

Defendants

Proceeding under the *Class Proceedings Act, 1992*

ORDER

THIS MOTION, made by the Defendants for an Order dismissing this action, on consent, without costs, was read this day at Toronto, Ontario.

ON READING the materials filed, including the Consent filed by the parties,

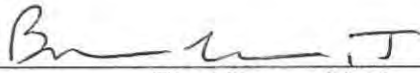
1. **THIS COURT ORDERS** that:

- (a) This uncertified action is dismissed without costs; and
- (b) Pursuant to section 29.1(2) of the *Ontario Class Proceedings Act, 1992*, S.O. 1992, c. 6, Merchant Law Group LLP as counsel for the representative plaintiff, shall provide a Notice of Dismissal (attached hereto as Schedule "A"), by:

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- (i) publishing the Notice of Dismissal and a copy of this Order on the website of Merchant Law Group LLP (which will be displayed on its website for not less than 180 days); and
- (ii) sending the Notice of Dismissal and a copy of this Order to every potential class member who has contacted Merchant Law Group LLP to express an interest in this proceeding.


The Honourable Justice *Glustein*

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SCHEDULE "B" B6

Notice of Dismissal – Lipitor® Class Action

This is an important legal Notice for individuals in Canada who have taken the prescription drug Lipitor®.

A proposed class action was commenced in Ontario on May 22, 2015, by the Plaintiff (Ms. Morrissette) against the makers of Lipitor® (Pfizer Canada Inc. et al.), regarding alleged adverse health effects of this prescription drug. A court ruling has not occurred regarding the merits of those allegations nor any issues of liability. Instead this proposed class action was dismissed by the Ontario Superior Court Order on ~~June~~, 2022, pursuant to s. 29.1 of the *Class Proceedings Act, 1992*. This proposed class action is therefore not being pursued nor litigated. B6 → May 26

When a proposed class action is commenced, the limitation period(s) [time limits] for starting individual lawsuits against the Defendants are temporarily suspended for potential class members, until the class action is adjudicated, dismissed, or discontinued. Due to dismissal of the above class action, effective ~~June~~, 2022, the limitation period(s) are no longer suspended. Therefore, users of Lipitor® who wish to commence an individual lawsuit should seek legal advice from another law firm and take any legal steps needed, without delay. May 26 B6

No further steps concerning this matter are being undertaken by Merchant Law Group LLP.

This notice has been approved by the Ontario Superior Court of Justice.

Avis de désistement – Action collective concernant Lipitor®

Ceci est un Avis important aux membres concernant tout personne au Canada qui a pris le médicament Lipitor®.

Une action collective a été intenté le 22 mai 2015 par la demanderesse (Mme Morrissette) contre les manufacturiers de Lipitor® (Pfizer Canada Inc. et al.), en raison des effets indésirables causés par la prise de ce médicament. Aucune décision n'a été rendue par le tribunal quant au bien-fondé de ses allégations, ni sur la responsabilité des défenderesses. Cependant, l'action collective proposée a été rejetée par ordonnance de la Cour Supérieure de l'Ontario en date du ~~**juin~~ 2022, conformément à l'art. 29.1 de la *Loi de 1992 sur les Recours Collectifs*. Cette action n'est donc plus poursuivie ni plaidée.

Lorsqu'une action collective est intentée, le ou les délais de prescription pour intenter une poursuite individuelle contre les défenderesses sont temporairement suspendus pour les membres putatifs du groupe, jusqu'à ce que jugement soit rendu, l'action rejetée ou abandonnée. Ainsi en raison du rejet de la présente action collective, le ou les délais de prescription ne sont plus suspendus et ils recommencent à courir à compter du ~~**juin~~ 2022. Ainsi, toute personne ayant pris le médicament Lipitor® devra consulter, sans délai, un avocat d'un autre cabinet afin d'obtenir un avis légal afin d'entreprendre les mesures nécessaires pour préserver leurs droits.

Aucune autre démarche concernant cette affaire ne sera entreprise par Merchant Law Group LLP.

Le présent Avis a été approuvé par la Cour Supérieure de l'Ontario.

NICOLE MORRISSETTE
Plaintiff

And
PFIZER CANADA INC. et al.
Defendants

Court File No: CV-15-52870800CP

**ONTARIO
SUPERIOR COURT OF JUSTICE**

PROCEEDING COMMENCED AT TORONTO

Proceedings under the *Class Proceedings Act, 1992*

ORDER

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