

**NOTICE OF DISCONTINUANCE OF JOHNSON & JOHNSON CLASS ACTION -  
TRANSVAGINAL MESH FOR STRESS URINARY INCONTINENCE AND PELVIC ORGAN  
PROLAPSE**

**Please Read This Notice Carefully. It May Affect Your Legal Rights.**

**By Orders of the Ontario Superior Court of Justice and the Québec Superior Court, all persons  
resident in Canada who have been implanted with an Ethicon transvaginal mesh (“TVM”)  
product are advised that:**

In February 2012, a proposed class proceeding was commenced in Ontario against Johnson & Johnson and related companies (“Ethicon”) alleging that Ethicon’s TVM products, intended to treat stress urinary incontinence (“SUI”) or pelvic organ prolapse (“POP”), were negligently designed, manufactured, and distributed, and that inadequate warnings were given with respect to the risks inherent in their use. The plaintiffs allege that this resulted in increased complications as compared to other treatment options.

In September 2012, a proposed class proceeding for all persons resident in Québec was also commenced in Québec with similar allegations. Proposed class proceedings making similar allegations were also commenced in Alberta, British Columbia and Saskatchewan.

Ethicon denies these allegations.

Although Ethicon denies liability, the parties and their counsel have reached an agreement in principle to resolve all claims known to Claimants’ Counsel listed below as of September 1<sup>st</sup>, 2019. Ethicon will continue to consider the settlement of eligible individual claims of which it is given notice by Siskinds, Siskinds, Desmeules or Claimants’ Counsel until **September 27, 2020 (“the settlement program period”)**. On this basis, Siskinds filed motion materials with the Ontario Superior Court of Justice to obtain approval of the discontinuance. The discontinuance was approved by the Court and it will be filed and take effect on **August 28, 2020**.

The discontinuance relates to the Ethicon transvaginal mesh class action only. It does not relate to claims against various other manufacturers of TVM products.

Siskinds, Desmeules has filed similar motion materials with the Québec Superior Court for the Québec action and the discontinuance was approved. Orders to discontinue or dismiss the proposed class proceedings against Ethicon in Alberta, British Columbia and Saskatchewan have also been granted.

**YOU SHOULD TAKE NOTICE THAT THE limitation period for bringing a claim, if there is any time left within it, will recommence when the notice of discontinuance is filed with the Ontario Superior Court of Justice on August 28, 2020, subject to the application of the various Provincial Government's state of emergency orders, decrees, regulations and other directions regarding the suspension of limitation periods, if applicable. On the expiry of the limitation period a right to sue may be extinguished.**

TAKE NOTICE THAT because the limitation period for bringing a claim will recommence with the filing of the notice of discontinuance, if you wish to pursue a court claim against Ethicon in relation to a TVM product, you may need to issue a Notice of Action or Statement of Claim, if you have not already done so, before **August 28, 2020**.

**Claimants’ Counsel will answer questions about the discontinuance, the recommencement of the running of the limitation period, or about pursuing a claim against Ethicon during the settlement program period at no charge. Please contact Claimants’ Counsel at:**

<p><b>SISKINDS LLP</b>  680 Waterloo Street  P.O. Box 2520  London, ON, N6A 3V8</p> <p>Elizabeth deBoer  Rachel Pardy  (800) 461-6166 x 2367  (519) 672-2121 x 2367  elizabeth.deboer@siskinds.com  rachel.pardy@siskinds.com</p>	<p><b>SISKINDS, DESMEULES senci</b>  Les Promenades du Vieux-Québec  43, rue de Buade, bureau 320  Québec, QC, G1R 4A2</p> <p>Erika Provencher  Francis-Olivier Angenot-Langlois  (418) 694-2009  recours@siskinds.com</p>
<p><b>ROCHON GENOVA LLP</b>  121 Richmond Street West, Suite 900  Toronto, ON, M5H 2K1</p> <p>Joel Rochon  (416) 548-9874  jrochon@rochongenova.com</p>	<p><b>MERCHANT LAW GROUP LLP</b>  116 Albert Street, Suite 300  Ottawa, ON, K1P 5G3</p> <p>Evatt Merchant  (613) 563-7777  emerchant@merchantlaw.com</p>

It is recommended that you obtain legal advice from Claimants' Counsel or a lawyer of your choice. For updated information with respect to the discontinuance or about making a claim, please consult [www.siskinds.com/transvaginal-mesh](http://www.siskinds.com/transvaginal-mesh).

If you do not know what type of transvaginal mesh you were implanted with, you can retrieve your medical records, which will typically note the brand of mesh used. If you need help retrieving your records, Claimants' Counsel can assist.

**PUBLICATION OF THIS NOTICE HAS BEEN AUTHORIZED BY THE ONTARIO SUPERIOR COURT OF JUSTICE AND THE QUÉBEC SUPERIOR COURT.**