

FREQUENTLY ASKED QUESTIONS ABOUT THE ZYPREXA SETTLEMENT

1. Do I Qualify to Make a Claim?

In order to qualify for compensation under the settlement, you need to meet the following criteria:

- a) you are a Canadian resident; and
- b) you started using Zyprexa prior to June 6, 2007; and
- c) you used Zyprexa for at least 90 days; and
- d) you either:
 - i) developed diabetes, hyperglycemia, ketoacidosis, or pancreatitis, which was first diagnosed either while you were using Zyprexa or within one year of your last ingestion of Zyprexa; or
 - ii) previously had diabetes, but while taking Zyprexa or within 60 days of when you last used Zyprexa, underwent a change in therapy for diabetes (either from diet and exercise to requiring oral hypoglycemic agents, or from requiring oral hypoglycemic agents to requiring insulin).

2. What do I Need to do to Make a Claim?

In order to make a claim, you must submit your completed claim form to the claims administrator by the claims deadline (**October 28, 2010**). All required sections of the claim form must be completed, the claim form must be signed, and all proof of ingestion (ex. prescription records) and proof of injury (ex. medical records confirming date of diagnosis of diabetes) must be included with the completed claim form. Claim forms are available to download on our website and must be sent to the claims administrator at the address indicated in the claim form. You have the option of completing and sending in the claim form yourself in which case there are no legal fees, or you can retain someone to do this on your behalf in which case you may be charged legal fees.

3. What is a Derivative Claim and How do I Make One?

Derivative claims are claims made by family members of the person who used Zyprexa. Those individuals must fill out their own claim form and send it directly to the claims administrator. Children, parents, and spouses of individuals that used Zyprexa and qualify for compensation under the settlement can make this type of claim.

4. How do I Receive Points for Exceptional Circumstances?

It is possible to make a claim for exceptional circumstances in order to receive points for a special circumstance which is not already accounted for that flows directly from the alleged compensable Zyprexa diabetic injury. These points are designed to be awarded in special circumstances where there is, for example, a serious economic loss flowing directly from a diabetic injury or serious secondary injury flowing directly from diabetes that is not already accounted for in the point system. In order for the claims administrator to consider a request to award exceptional circumstance points, you must provide quantifiable evidence to substantiate the claim, such as medical records.

5. When is the Claims Deadline?

The **claims deadline is October 28, 2010**. Your completed claim form (including all supporting documents) must be sent to the claims administrator by that date. If your claim form is received after October 28, 2010, the claims administrator must deny your claim for compensation.

6. How much will I receive?

It is not possible at this stage to determine how much compensation any particular eligible individual may receive. Payments will vary depending on the number of eligible individuals who file claims, and the number of points each eligible claimant receives.

If you have any further questions, please do not hesitate to contact us.