2012 04T 0180 CP 2012 04T 0190 CP

IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR GENERAL DIVISION

BETWEEN:

BARBARA HYNES AND VALERIE DYKE

PLAINTIFFS

AND:

WESTERN REGIONAL HEALTH AUTHORITY

DEFENDANT

BROUGHT UNDER THE CLASS ACTIONS ACT

ORDER SANCTIONING SETTLEMENT

THIS MATTER having come before the Honourable Justice Browne, on the 18th day of September, 2024.

UPON HEARING Mr. Robert W. Buckingham and Mr. Andrew May, counsel for the Plaintiffs,

AND UPON HEARING Ms. Janet Carpenter and Ms. Ruth Trask, counsel for the Defendant;

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AND UPON READING AND HEARING the materials filed on this Application;

IT IS HEREBY ORDERED:

- 1. **THAT** the Memorandum of Settlement dated June 4, 2024 appended hereto shall form part of this Order.
- 2. **THAT** the definitions in the Memorandum of Settlement are incorporated to and shall be applied in interpreting this Order.

Approval of the Settlement

 THAT the June 4, 2024 Memorandum of Settlement is fair and reasonable and in the best interests of the Class, and is hereby approved pursuant to section 35 of the <u>Class Actions Act</u>, SNL 2001, c. C-18.-1, and shall be implemented in accordance with its terms.

Representative Plaintiffs Honoraria

2. **THAT** the Representative Plaintiffs, Barbara Hynes and Valerie Dyke, shall each receive an honorarium in the amount of \$2,500.00, payable from the settlement proceeds as approved by the Court.

Class Counsel Fees, Disbursements and Administration Costs

3. THAT the following Class Counsel legal fees, disbursements, and claims administrator costs (which are inclusive of applicable taxes) payable to the Class Counsel from the settlement proceeds are approved as fair and reasonable:



- a) Class Counsel Legal Fees: 164.284.79
- b) Class Counsel Disbursements: 52,428.47
- c) Claims Administration Costs: 88,700,00

Claims Administrator

- 6. THAT Bob Buckingham Law has been appointed as the Claims Administrator and in the distribution of the settlement proceeds to the Class.
- 7. THAT the September 12, 2024 Detailed Claims Administration Plan attached as Exhibit "A" to the Affidavit of Robert W. Buckingham as appended hereto shall form part of this Order as approved by the Court

- THAT as Claims Administrator, Buckingham Law, will provide written reports to the 8. Court and the Defendant at specific times of the settlement distribution and a final report no later than fifteen (15) months from the date of the Order Sanctioning Settlement.
- 9. THAT there shall be no Order as to costs.

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ISSUED AT the City of St. John's, in the Province of Newfoundland and Labrador, this day of September, 2024.

Chlol Connolly OFFICER