NOTICE OF CERTIFICATION OF THE EASTERN REGIONAL INTEGRATED HEALTH AUTHORITY PRIVACY BREACH CLASS ACTION

To: Natural persons who were contacted by the **Eastern Regional Integrated Health Authority** between July 16, 2012 and August 11, 2012 and advised that their electronic health record was inappropriately accessed by an employee.

Notice Of Certification:

Class Members shall be advised of a certification of a class action lawsuit regarding the Eastern Regional Integrated Health Authority Privacy Breach Class Action.

Who is Included?

All living persons who were contacted by the **Eastern Regional Integrated Health Authority** between July 16, 2012 and August 11, 2012 and advised that their electronic health record was inappropriately accessed by an employee

What is the Nature of the Claim?

Compensation and/or damages for breach of privacy under the <u>Privacy Act</u> and the common law, breach of contract and negligence. <u>A judgment on the common</u> <u>issues for the Class will bind all Class Members who</u> <u>do not opt-out.</u>

What Option do Class Members have?

Class Members may opt-out of the class action by sending an "Opt-Out Form," signed by the Class Member, to counsel for the Plaintiff or to Eastern Health/NLHS c/o Alissa Setliff, Chief Privacy Officer, NL Health Services, 70 O'Leary Avenue, St. John's, NL A1B 2C7 on or before the deadline stipulated in the Opt-Out Form. At the end of the Notice period, Class Counsel will be provided with a list of names of all Class Members who have not opted out.

Class Counsel Compensation:

The Representative Plaintiff has entered into a Contingency Fee Agreement. Should any settlement or judgment be awarded in favour of the Class, Plaintiff's counsel will receive a percentage of the net award, subject to Court approval.

Where can Class Members get more information?

You may participate in the common issues trial by contacting Class Counsel.

For more information , or to access Opt-Out forms, visit https://buckinghamlaw.ca/ or contact Class Counsel at the address below:

Bob Buckingham Bob Buckingham Law 81 Bond Street St. John' A1C1T2 Office: 709-739-6688 Fax: 709-739-6686

Representative of the Class

Tammy Ruth Taylor c/o Bob Buckingham Bob Buckingham Law 81 Bond Street St. John' A1C1T2

This summary notice has been approved by the Supreme Court of Newfoundland and Labrador. Do not contact the Court about this Certification.