

**Siskinds LLP, Merchant Law Group LLP and Siskinds Desmeules, Avocats  
Announce the Certification and Issue the Notice of Certification and Proposed  
Settlement of Invokana®, Invokamet® and/or Invokamet XR® Class Action  
Litigation**

**PLEASE READ CAREFULLY. IGNORING THIS NOTICE WILL AFFECT YOUR LEGAL RIGHTS**

**LONDON, REGINA, QUEBEC CITY: Charles M. Wright of Siskinds LLP, E.F. Anthony Merchant Q.C. of Merchant Law Group, and Erika Provencher of Siskinds Desmeules, Avocats** announce that a Canada-wide settlement has been reached in three proposed class actions relating to the prescription drugs Invokana®, Invokamet®, and Invokamet XR®. As a part of the settlement process, the following lawsuits have been certified/authorized as class actions for settlement purposes: *Estate of Raymond Duck v Janssen Inc. et al.*, Ontario Superior Court of Justice (London) Court File No. CV-18-00000570-00CP; *Ronald Allen Fiddler v Janssen Inc. et al.*, Court of Queen's Bench for Saskatchewan (Regina) Court File No. Q.B.G. 2809 of 2015; and *Steven Varnai and Joanne Giroux v Janssen Inc. et al.*, Superior Court of Quebec (District of Montreal – Class Actions) Court File No. 500-06-000906-186.

Hearings to approve the settlement have been scheduled for September 29, 2022.

If the settlement is approved, it will apply to: (i) all persons resident in Canada as of dates between June 15 and 21, 2022, as set forth in the Orders, who were prescribed Invokana®, Invokamet®, and/or Invokamet XR® in Canada at any time on or before such date; and (ii) all persons who by virtue of a personal relationship to one or more of such persons described in (i) above have claims for common law or statutory damages (the "Class"). To determine whether you may be eligible to receive compensation, visit <http://www.invokanacanadasettlement.com/>.

If you qualify as a member of the Class and wish to participate in the settlement, you do not need to do anything at this time. If the settlement is approved by the Courts mentioned above, another notice will be published, and additional information will be provided on how to make a claim.

If you qualify as Class Member and you do not wish to participate in the settlement, then you must opt out by completing an Opt-Out Form and submitting it to Trilogy Class Action Services. Members of the Quebec Class who wish to opt out must send their completed Opt-Out Form to the Clerk of the Superior Court of Quebec - Montreal Courthouse by mail. Class Members who do not opt out will be bound by the Settlement and the releases in it, if it is approved, and will be entitled to share in any of the benefits that may become available to them as Class Members, provided that they proceed within the timeframes provided to advance their claims. The deadline to opt out of the settlement and the Proceedings is September 6, 2022.

If you wish to remain a Class Member but object to the Settlement, you must submit a written objection that must be received no later than September 24, 2022.

## **CONTACT**

This is an abbreviated notice. For the complete notice, including information on benefits that may be available through the settlement, a copy of the Settlement Agreement, how to participate in the settlement approval hearings, the Opt-Out Form, and information on how to object to the approval of the Settlement Agreement, all other related information is available at <http://www.invokanacanadasettlement.com/> or by contacting:

Trilogy Class Action Services  
Invokana Class Action Settlement  
117 Queen Street, PO Box 1000  
Niagara-on-the-Lake, ON L0S 1J0

Tel: 1-877-400-1211  
Fax: 1-416-342-1761  
[inquiry@trilogyclassactions.ca](mailto:inquiry@trilogyclassactions.ca)

Please do not call the Defendants or the Courts about these Proceedings.

*This Notice has been approved by the Ontario Superior Court of Justice,  
the Court of Queen's Bench for Saskatchewan, and the Superior Court of Quebec*