

Form 78.05

2012



Hfx. No.: 390420

SUPREME COURT OF NOVA SCOTIA

Between:

**BEVERLY MOORE and MARY SCHINOLD**

PLAINTIFFS

-AND-

**CAPITAL DISTRICT HEALTH AUTHORITY, a body  
corporate and KATHARINE ZINCK LAWRENCE**

DEFENDANTS



Proceeding under the *Class Proceedings Act*, S.N.S 2007, c. 28

**SETTLEMENT APPROVAL ORDER**

**BEFORE THE HONOURABLE JUSTICE JOHN P. BODURTHA**

**THIS MOTION** made by the Plaintiffs, on consent of the Defendants, for an order approving a settlement agreement dated August 28, 2018 (the "Settlement Agreement"), was heard this day at the Law Courts, 1815 Upper Water Street in Halifax, Nova Scotia.

**ON HEARING** the submissions of counsel for the Plaintiffs and counsel for the Defendants;

**AND ON READING** the materials filed on this motion:

1. **THIS COURT ORDERS** that the definitions in the Settlement Agreement are incorporated into and shall be applied in interpreting this Order.

### Approval of the Settlement

2. **THIS COURT ORDERS** that the Settlement Agreement is fair and reasonable and in the best interests of the Class, and is hereby approved pursuant to section 38(1) of the *Class Proceedings Act*, and *Civil Procedure Rule 36.01(2)* and shall be implemented in accordance with its terms.

3. **THIS COURT ORDERS** that with respect to Class Members who are minors as at the date the Guaranteed Payments are mailed, Class Counsel shall distribute the Guaranteed Payments to their identified legal guardians, and the claims of all Class Members shall be completely and unconditionally released pursuant to section 12 of the Settlement Agreement.

### Class Member Addresses

4. **THIS COURT ORDERS** that if any Guaranteed Payment is returned as undeliverable, Class Counsel shall make best efforts within 30 days to determine the current address of any Class Members.

November 9, 2018.

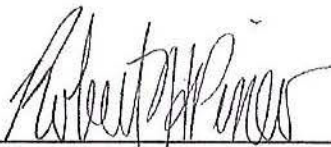
  
Prothonotary

**KIMBERLEY WEBBER**  
Deputy Prothonotary

Consented to as to form:

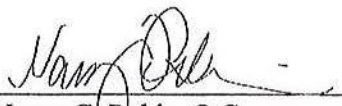


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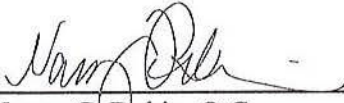
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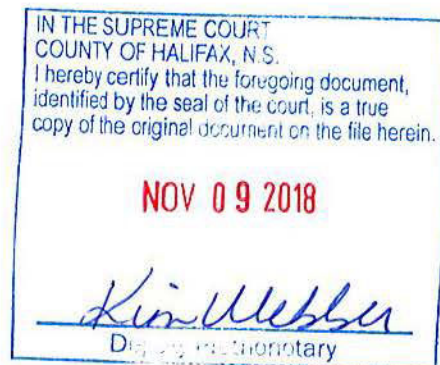
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