

LONG-FORM NOTICE OF CERTIFICATION
ROUNDUP®/GLYPHOSATE CLASS ACTION

www.GlyphosateClassAction.ca

PLEASE READ THIS NOTICE CAREFULLY AS A CLASS ACTION MAY AFFECT YOUR RIGHTS.

If you, or someone close to you, had Significant Exposure to Roundup® **before December 8, 2023**, and were diagnosed with Non-Hodgkin’s Lymphoma after your Significant Exposure but before December 8, 2023, this notice is important.

Roundup, for purposes of this lawsuit, means any herbicide containing glyphosate that was made, marketed, sold or distributed by the Defendants, even if it was not marketed with the Roundup brand name. It does not include Roundup® Advanced herbicides, which do not contain glyphosate.

Significant Exposure is defined as the application of Roundup on more than two occasions in a 12-month period and more than 10 occasions in a lifetime.

WHAT THIS NOTICE CONTAINS

BASIC INFORMATION	2
Why is there a notice?	2
What is this lawsuit about?	2
What is a Class Action?	3
Who is a Member of the Class?	4
What is the Plaintiff asking for?	4
Is there any money available right now?	4
YOUR OPTIONS	4
How do I include myself in the lawsuit?	4
How do I exclude myself from the lawsuit?	4
THE LAWYERS REPRESENTING YOU	5
Do I have a lawyer in this case?	5
How will the lawyers be paid?	6
How and when will the Court decide who is right?	6
Will I get money after the trial?	6
GETTING MORE INFORMATION	6
How do I get more information?	6

BASIC INFORMATION

Why is there a notice?

This lawsuit has been certified as a class action, which means that the court has approved for this lawsuit to move forward as a class action lawsuit (see section below on “What is a class action”). If you are part of the Class, you have certain rights and choices before the Court decides whether the claims made against the Defendants (on behalf of the Class) are valid. This notice explains the process and is here to help you understand your options.

This notice applies to all individuals in Canada who meet the Class Definition (see section “Who is a member of the Class?”).

What is this lawsuit about?

This case is known as *DeBlock v Monsanto Canada ULC et al.*, CV-699-19-CP. The person who started this lawsuit is called the Plaintiff. The corporations being sued are called the Defendants and they are: Monsanto Canada ULC (now Bayer CropScience Inc.), Monsanto Company, and Bayer Inc.

This class action lawsuit alleges that Roundup® and other glyphosate-based herbicides made, marketed, sold, or distributed by the Defendants may cause Non-Hodgkin’s Lymphoma (also referred to as “NHL”), a type of cancer, and that the Defendants sold Roundup and other glyphosate-based herbicides without properly warning users of this alleged risk.

The lawsuit seeks compensation for people who, **before December 8, 2023**, had Significant Exposure to Roundup and were diagnosed with NHL after their Significant Exposure but before December 8, 2023

Roundup, for purposes of this lawsuit, means any herbicide containing glyphosate that was made, marketed, sold, or distributed by the Defendants, even if it was not marketed with the “Roundup” brand name. It does not include “Roundup® Advanced” herbicides, which do not contain glyphosate.

Significant Exposure is defined as the application of Roundup on more than two occasions in a 12-month period and more than 10 occasions in a lifetime.

The class action seeks damages and declarations related to claims for alleged negligence (negligent design and failure to warn). In particular, the class action seeks:

- a) a declaration that the Defendants breached their duty of care to the Class Members;
- b) a declaration that the Defendants were negligent in the research, development, design, manufacture, testing, distribution, sale and marketing of Roundup products;
- c) a declaration that the Defendants were negligent in their failure to warn Roundup users and the public of the health risks associated with Significant Exposure to Roundup;
- d) a declaration that the Defendants are vicariously liable for the acts and omissions of their officers, directors, agents, employees and representatives;
- e) non-pecuniary damages;
- f) pecuniary and special damages in an amount to be determined;

- g) damages pursuant to the *Family Law Act*, RSO 1990, c F3 s 61, and similar legislation (and the common law) in other provinces;
- h) punitive damages;
- i) the costs of distributing all monies received to class members;
- j) prejudgment and postjudgment interest; AND
- k) costs on a substantial indemnity basis, plus applicable taxes.

The certified common issues in this lawsuit are:

- a) Can glyphosate be genotoxic in humans?
- b) Is glyphosate associated with non-Hodgkin's lymphoma?
- c) Can Significant Exposure to Roundup cause non-Hodgkin's lymphoma?
- d) Did the labels, packaging, marketing material or other material provided by the defendants to consumers warn users that exposure to Roundup could cause non-Hodgkin's lymphoma?
- e) Did the labels, packaging, marketing material or any other material provided by the defendants to consumers warn users to prevent exposure through the use of protective gear or other means, and that the failure to do so could cause non-Hodgkin's lymphoma?
- f) Did the defendants owe a duty of care to Class Members?
- g) If the answer to question (vi) is "yes", what was the standard of care applicable to the defendants?
- h) Did the defendants breach that standard of care? If so, when and how?
- i) Are the defendants, or any of them, liable to pay punitive damages to the Class Members, having regard to the nature of their conduct and, if so, in what amount?

The Defendants vigorously deny that their glyphosate-based herbicides, including Roundup-branded herbicides, cause Non-Hodgkin's Lymphoma.

The Court has not decided whether the Plaintiff or the Defendants are right. The lawyers for the Plaintiff will have to prove the claims in Court.

What is a Class Action?

In a class action, one or more people called "representative plaintiffs" sue on behalf of people who have similar claims. All of these people with similar claims are called the "class" or "class members." The court resolves the issues for all class members, except for those who remove themselves from the class.

The representative plaintiff in this case is Jeffrey DeBlock. Mr. DeBlock used Roundup® when he was a teenager and was subsequently diagnosed with NHL.

The common issues trial will take place before the Ontario Superior Court of Justice. Class members may participate in the proceeding in accordance with the law and will not be held liable for legal costs if the case is unsuccessful on the merits.

Who is a Member of the Class?

You are automatically included in this lawsuit if you meet the Class Definition. The Class Definition is:

All individuals in Canada who (a) had Significant Exposure to Roundup® prior to December 8, 2023, and (b) were diagnosed with Non-Hodgkin's Lymphoma after their Significant Exposure but before December 8, 2023.

Thus, to be a member of the Class, you must meet the following criteria:

- (i) **Before December 8, 2023**, you have applied any herbicide containing glyphosate that was manufactured, marketed, distributed, and/or sold by Monsanto Canada ULC (now Bayer CropScience Inc.), the Monsanto Company, or Bayer Inc., regardless of whether it was marketed with the "Roundup®" branding, on more than two occasions in a 12-month period **AND** more than 10 occasions in a lifetime; **AND**
- (ii) After the exposure scenario described in (i) above, be diagnosed with Non-Hodgkin's Lymphoma before December 8, 2023.

A person who meets the criteria above will be referred to as a "Non-Hodgkin's Lymphoma Class Member".

You are also a member of the Class if you are the living spouse, child, grandchild, parent, grandparent, or sibling of a person who is a Non-Hodgkin's Lymphoma Class Member. Family members in the Class are referred to as a "Family Class Member".

All individuals in Canada who meet the Class Definition will be automatically included in the class.

What is the Plaintiff asking for?

The Plaintiff is asking for monetary compensation known as damages for harms suffered by the Plaintiff and the Class.

Is there any money available right now?

No money or benefits are available now because the Court has not yet decided whether the Defendants did anything wrong, and the two sides have not settled the case. There is no guarantee that money or any other benefits will ever be obtained. If they are, notice will be sent out to notify Class Members about how they can make a claim.

YOUR OPTIONS

How do I include myself in the lawsuit?

You are automatically included in the lawsuit if you meet the Class Definition (see section above on "Who is a member of the Class?").

How do I exclude myself from the lawsuit?

If you decide not to participate in this lawsuit, you must remove yourself. This is referred to as "opting out." If you remove yourself:

- 1) you will NOT receive any money or benefit that may be obtained as a result of this lawsuit;
- 2) you will not be bound by any Court orders; **AND**

3) you keep your right to sue the Defendants regarding the issues in this case.

You cannot change your mind later and opt back into the class action.

To remove yourself, you must duly complete the Opt Out Form, which can be downloaded from the website www.GlyphosateClassAction.ca, or send a written request that says you want to be removed from the Roundup/Glyphosate Class Action.

Your letter must include:

- (i) your name;
- (ii) address;
- (iii) telephone number;
- (iv) email address; and
- (v) signature.

The duly completed Opt Out Form or written request must be sent to Epiq Class Action Services Canada Inc., received or postmarked **by no later than July 17, 2025**.

Epiq Class Action Services Canada Inc.

Attention: Roundup Class Action

PO Box 507 STN B

Ottawa ON K1P 5P6

Email: info@GlyphosateClassAction.ca

Fax: 1-866-262-0816

If you have any questions about how to remove yourself from the Class, you may contact Class Counsel at the below contact information:

Koskie Minsky LLP

Email: roundupclassaction@kmlaw.ca

Tel: 1-833-630-1783

McKenzie Lake Lawyers LLP

Email: roundup@mckenzielake.com

Tel: 1-800-261-4844

Merchant Law Group LLP

Website Form: www.merchantlaw.com/class-actions-recours-collectif-canada/roundup-monsanto-bayer-non-hodgkins-lymphoma

Tel: 1-866-982-7777

THE LAWYERS REPRESENTING YOU

Do I have a lawyer in this case?

Yes. The Court has appointed Koskie Minsky LLP, McKenzie Lake LLP, and Merchant Law Group LLP to represent you and the other Class Members as “Class Counsel.”

If you want to be represented by another lawyer, you must opt out and hire one to represent you for your own individual action at your own expense.

Class members located in Québec can contact Dussault De Blois Lemay Beaudesne SENCRL to obtain access to legal services in French and more information about this class action and the parallel proposed class proceeding commenced in Québec (which has been stayed in favour of the present proceeding pursuant to an order of the Québec Superior Court):

Dussault De Blois Lemay Beauchesne SENCRL

2795, boul. Laurier, Suite 450

Québec QC G1V 4M7

Tel : 416-657-2424

Email: actioncollective@dlblegal.ca

Website: www.dlblegal.ca/fr/roundup

How will the lawyers be paid?

Class Counsel will only be paid if the action is successful. If it is successful, they will request that the Court permit them to deduct their fees from the proceeds of the action. If the Court grants their request, the fees and expenses would be deducted from any money obtained for the Class.

How and when will the Court decide who is right?

If the case is not settled, the Plaintiff will have to prove his claims and the claims of the Class at a trial. During the trial, a court will hear all the evidence, so that a decision can be reached about whether the Plaintiff or the Defendants are right about the claims in the lawsuit. There is no guarantee that the Plaintiff will win any money or benefits for the Class.

Will I get money after the trial?

If the Plaintiff succeeds at obtaining money or benefits as a result of a trial or settlement, notice will be sent out to inform Class Members about how to make claims and/or their options at that time.

GETTING MORE INFORMATION

How do I get more information?

You can get more information about this case on the website www.GlyphosateClassAction.ca or Class Counsel's websites:

Koskie Minsky LLP: kmlaw.ca/cases/roundup-class-action/

McKenzie Lake Lawyers LLP: www.mckenzielake.com/roundup-class-action/

Merchant Law Group: www.merchantlaw.com/class-actions-recours-collectif-canada/roundup-monsanto-bayer-non-hodgkins-lymphoma

Class Members located in Québec can contact Dussault De Blois Lemay Beauchesne SENCRL to obtain access to legal services in French and more information about this class action and the parallel proposed class proceeding commenced in Québec (which has been stayed in favour of the present proceeding pursuant to an order of the Québec Superior Court):

Dussault De Blois Lemay Beauchesne SENCRL

2795, boul. Laurier, suite 450

Québec QC G1V 4M7

Tel: (1) 418-657-2424

Email: actioncollective@dlblegal.ca

Website: www.dlblegal.ca/fr/roundup/

THIS NOTICE HAS BEEN AUTHORIZED BY THE ONTARIO SUPERIOR COURT OF JUSTICE