

## NOTICE OF CERTIFICATION OF THE NOVA SCOTIA SCHOOLS FOR THE DEAF CLASS ACTION

**To: All former students who attended and/or resided at an education institution for the Deaf or Hard of Hearing in Nova Scotia ("Class Members")**

### **Notice of Certification:**

Class Members be advised of certification of a class action on behalf of all former students who attended and/or resided at one or both of (i) the School for the Deaf, located in Halifax, Nova Scotia; and (ii) the Atlantic Provinces Special Education Authority – Resource Centre for the Hearing Impaired, formerly called the Resource Centre for the Hearing Handicapped and the Interprovincial School for the Education of the Deaf, located in Amherst, Nova Scotia. Both facilities are now closed.

### **Who is included?**

"Class Members" are former students who attended and/or resided at one or both of the above-named schools.

If you are a Class Member you do not need to do anything at this point to get the benefit of any ruling on the common issues.

### **What is the nature of the class action?**

The class action alleges that the Attorney General of Nova Scotia and APSEA (Atlantic Province Special Education Authority) are liable to the Class Members for physical, sexual and/or mental harm experienced by Class Members as a result of their experiences at the schools. **A judgment on the common issues will bind all Class Members who do not opt out.**

### **Class counsel compensation:**

Class counsel has agreed to act on the basis that they will not be paid any legal fees unless and until the class action is either settled or successfully tried to judgment and the Class Members are entitled to recover damages.

The Representative Plaintiffs have entered into a Contingency Fee Agreement with class counsel. Class counsel will apply to the court at the conclusion of the case to have their legal fees approved. Class counsel will pay for all case expenses incurred in prosecuting the case and if the case is successful, class counsel will apply to the court to be reimbursed for these case expenses. If the case is not successfully settled or tried, class counsel will not be paid or be reimbursed for any expenses.

### **Where can Class Members get more information?**

For more free information, or to access opt out forms, visit:

<http://www.wagners.co/current-class-actions>

or contact class counsel at the address below:

Wagners  
1869 Upper Water Street  
Suite PH 301, Pontac House  
Historic Properties  
Halifax NS B3J 1S9  
Phone (local): 902-425-7330  
Toll Free: 1-800-465-8794  
Fax: 902-422-1233  
Email: [classaction@wagners.co](mailto:classaction@wagners.co)

**A video containing an explanation by a sign language interpreter is available on the above website, and can also be provided to you electronically upon request.**

**If you do not want to participate, you must opt out on or before the deadline stipulated in the opt out form (May 1, 2019). If you opt out you will not be entitled to share in any recovery or take the benefit of any ruling in this case.**

### **Representative Plaintiffs:**

Richard Robert Martell  
Michael Gerald Harry Perrier  
c/o Wagners (address provided above)

This summary notice has been approved by the Supreme Court of Nova Scotia.

Do not Contact the Court about this Certification.