

ORDER

ACTION NUMBER 1201-12838
COURT COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY
PLAINTIFFS FIONA SINGH and
MUZAFFAR HUSSAIN by his
litigation representative FIONA SINGH
DEFENDANTS GLAXOSMITHKLINE INC.
GLAXOSMITHKLINE LLC and
GLAXOSMITHKLINE PLC.

Brought under the Class Proceedings Act

DOCUMENT **ORDER**
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT **NORTON ROSE FULBRIGHT CANADA LLP**
400 3 Avenue SW
Calgary, Alberta
T2P 4H2

RANDY C. SUTTON

DATE ORDER WAS PRONOUNCED	November 8, 2024
JUDGE WHO MADE THE ORDER	Hon. Justice E Jane Sidnell

ORDER
(Regarding Settlement Funds Arising From Settlement Approval)

UPON THE APPLICATION of the Plaintiffs seeking approval of the Settlement Agreement being heard by this Court and the settlement approved on September 24, 2024, as reflected in the *Order (Settlement Approval)* filed with this Court on October 24, 2024:

AND UPON BEING ADVISED that pursuant to the request of this Court, Norton Rose Fulbright Canada LLP has agreed to hold the Settlement Fund payable pursuant to the Settlement

Agreement in an interest bearing trust account until such time as the steps to be taken under the Distribution Protocol have been completed;

AND ON HEARING the submissions of Casey Churko and Clint Docken, counsel for the Plaintiffs, E.F. Anthony Merchant, KC, former counsel for the Plaintiffs and of Randy Sutton, counsel for the Defendants;

AND UPON HAVING CONSIDERED all materials filed and used in connection with the September 8, 2024 and November 8, 2024 hearings;

IT IS HEREBY ORDERED:

1 The Amended Settlement Agreement is incorporated by reference, and unless otherwise indicated herein, for the purposes of this Order, the definitions set out in the Amended Settlement Agreement apply to and are incorporated into this Order.


2 The Settlement Fund payable by the Defendants in full and final satisfaction of all claims will be held by the Defendants' legal counsel, Norton Rose Fulbright Canada LLP, in an interest bearing account for the Claims Administrator, which Claims Administrator is the trustee for the recipients of the Settlement Fund, until such time as fees and disbursements payable from the Settlement Fund are payable or the Claims Administrator is prepared to make Distributions to Eligible Claimants.

3 The Claims Administrator shall be responsible for addressing any tax liability or other tax issues arising from the Settlement Fund being held in trust while the claims process is undertaken by the Claims Administrator and Norton Rose Fulbright Canada LLP will have any tax forms, including T-5 forms issued to the Claims Administrator.

4 Norton Rose Fulbright is authorized to pay Administration Costs, Health Insurer Claims, fees or disbursements payable under the Amended Settlement Agreement, including Class Counsel Fees and Class Counsel Disbursements (subject to Court approval), and the Honorarium (subject to Court approval), upon request of the Claims Administrator or as may otherwise be directed by the Court.

5 Norton Rose Fulbright Canada LLP shall bear no further responsibility in relation to the Settlement Fund other than to hold the funds in trust, in an interest bearing account, and to disburse the Settlement Fund in accordance with the instructions of the Claims Administrator.

6 The Parties, their counsel, and the Claims Administrator shall be at liberty to seek further direction from the Court, by application to the Case Management Justice, in relation to any matters arising from this Order.



THE HONOURABLE JUSTICE E.J. SIDNELL