PICTOU LANDING FIRST NATION MRI CLASS ACTION

NOTICE OF SETTLEMENT APPROVAL (LONG FORM)

As a member of the Pictou Landing First Nation, while participating in the Canadian Alliance for Healthy Hearts and Minds Study in 2017 and 2018 did you undergo additional MRI scans without your knowledge or consent as part of a research study conducted by Dr. Robert Miller and Dr. Sharon Clarke?

If yes, please read this notice carefully. Your rights may be affected even if you take no action.

This notice is for all Class Members in the Pictou Landing First Nation MRI Class Action. You can claim money in a Settlement that was approved in a lawsuit against Dr. Robet Miller and Dr. Sharon Clarke (the "**Defendants**").

In 2017 and 2018 while participating in the Canadian Alliance for Healthy Hearts and Minds Study members of the Pictou Landing First Nation underwent additional MRI scans as part of a separate study conducted by Dr. Robert Miller and Dr. Sharon Clarke.

The lawsuit alleges that taking additional MRI scans without the knowledge and consent of the participants amounted in law the torts of inclusion upon seclusion/invasion of privacy, unlawful imprisonment, assault and battery and negligence, as well as breach of fiduciary duty, breach of trust, and breach of contract.

The Defendants agreed to settle the claims in the class action and to compensate Class Members. The settlement was approved by the Nova Scotia Supreme Court on November 13, 2026, by consent.

The following individuals can make a claim in the Settlement:

> All members of Pictou Landing First Nation who were subjected to magnetic resonance imaging (MRI) scans as part of a research study undertaken by the Defendants, Robert Miller and Sharon Clarke, involving one or more of the following sequences of the liver of Indigenous subjects in 2017 and 2018: MRI elastography, dual-echo gradient echo and IDEAL IQ sequences.

Settlement Benefits

There is a Settlement Fund of $400,00 available to pay eligible Class Members as well as Class Counsel Fees and Disbursements in the amount approved by the Court.

WHAT THIS NOTICE CONTAINS

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1. WHY AM I RECEIVING THIS NOTICE?

You received this Notice for one of three reasons:

1. First, you are on the list of Class Members maintained by the law firm representing the Class.

2. Second, someone you know sent you this information because they believe that this Settlement will impact your rights.

3. Third, you found this Notice on a web site or in the foyer of the Pictou Landing First Nation Administration Building.

Please read the entire Notice carefully as your legal rights will be affected, even if you do nothing. You might have already received notice about the Settlement Approval Hearing which was held on November 13, 2026. However, this notice is to update you on the Settlement's approval by the Court and to let you know how to make a Claim and the deadline for doing so.

2. WHAT IS A CLASS ACTION?

A class action is a lawsuit which provides a method for a large group of people with common claims to jointly advance one large claim. Class actions are a means through which a large group of individuals can obtain compensation for harms committed against them.

The individuals included in a class action are called Class Members. Unless they exclude themselves by opting out, Class Members are included in the lawsuit and decisions made in the class action are legally binding on them.

3. WHAT IS THIS CLASS ACTION ABOUT?

This class action, *Andrea Paul v. Robert Miller and Sharon Clarke* (Hfx No. 498480), was brought to claim compensation for members of Pictou Landing First Nation who while participating in the Canadian Alliance for Healthy Hearts and Minds Study in 2017 and 2018 underwent additional MRI scans as part of a separate study conducted by Dr. Robert Miller and Dr. Sharon Clarke.

This Class Action alleges that the MRI scans were taken without Class Members knowledge or consent.

The Court certified this action as a class proceeding on February 7, 2024**,** with the consent of the Defendants.

4. WHO IS INCLUDED IN THE PROPOSED SETTLEMENT?

The Class in this Class Action are those members of Pictou Landing First Nation who were subjected to magnetic resonance imaging (MRI) scans as part of a research study undertaken by the Defendants, Robert Miller and Sharon Clarke, involving one or more of the following sequences of the liver of Indigenous subjects in 2017 and 2018: MRI elastography, dual-echo gradient echo and IDEAL IQ sequences.

5. WHAT DOES THE PROPOSED SETTLEMENT PROVIDE?

The Defendants will pay **$400,000** to resolve the class action.

The amount to be paid by the Defendants is all-inclusive. It will be used to pay compensation to Class Members on a pro-rata basis as well as Class Counsel Fees and Disbursements.

Funds will be paid to Class Counsel who will pay Class Members directly.

You can find a copy of the Settlement Agreement setting out the terms of the Settlement on the class action website: https://www.apmlawyers.com/mri

6. HOW DO I RECEIVE PAYMENT?

The claims process for compensation starts on December 14, 2026.

You will need to contact Class Counsel to arrange for payment.

For more information on how compensation will be paid you can find a copy of the Compensation Protocol, which is attached as Schedule "A" to the Settlement Agreement, on the class action website: https://www.apmlawyers.com/mri.

7. WHO ARE THE LAWYERS FOR THE CLASS?

Class Counsel in this class action are:

McKiggan Hebert Lawyers
Suite 502
959 Upper Water Street
Halifax, NS B3J 3N2
Email: info@mckigganhebert.com
Phone: 1-977-423-2050 or 902-423-2050

You will not be charged for contacting these lawyers with questions about the proposed Settlement. If you want to be represented by your own lawyer, you may hire one at your own expense.

8. HOW ARE THE LAWYERS PAID?

No part of the Class Counsel legal fees will be paid by Class Members. Instead, the Court approved payment of Class Counsel legal fees in the amount of $114,630.96 plus HST of $16,048.33 and Disbursements (out-of-pocket expenses) of $19,896.79 inclusive of HST. The Court determined that these amounts were fair and reasonable. These amounts will be deducted from the Settlement Fund.

9. WHAT IF I DO NOT WANT TO PARTICIPATE IN THE CLASS ACTION?

The deadline for opting out of the Class Action was April 30, 2024. The deadline has now passed. You can no longer opt out of the Class Action. As a Class Member you are bound by the Settlement Agreement and the order approving the Settlement.

10. IF I RECEIVED MONEY AS PART OF A SETTLEMENT WITH THE IWK IN 2019 CAN I STILL RECEIVE COMPENSATION IN THIS CLASS ACTION?

Yes. This Class Action is against Dr. Robert Miller and Dr. Sharon Clarke only for their several liability. If you received money from the IWK, you are still entitled to receive your share of the Settlement Funds.

11. HOW DO I GET MORE INFORMATION?

For more information about the proposed Settlement, please visit the Class Action website at: https://www.apmlawyers.com/mri.

You may also contact Class Counsel at 1-877-423-2050 or 902-423-2050 or info@mckigganhebert.com, or by mail at: McKiggan Hebert Lawyers, 502-1959 Upper Water Street, Halifax, NS B3J 3N2.

This Notice has been approved by the Nova Scotia Supreme Court.