

SCHEDULE B

NOTICE OF CERTIFICATION OF NOVA SCOTIA SOLITARY CONFINEMENT OF PERSONS WITH MENTAL DISORDER CLASS ACTION

PLEASE READ CAREFULLY. IGNORING THIS NOTICE WILL AFFECT YOUR LEGAL RIGHTS **NOTICE OF CERTIFICATION:**

Class members be advised of certification of a class action on behalf of all persons who claim the following:

1. To have been involuntarily subjected to a period of close confinement (disciplinary, administrative, or medical) for any length of time at a provincial correctional facility in Nova Scotia between October 19, 2007 and the date of issuance of the Order to Amend;
2. To have been diagnosed by a medical doctor before or during their incarceration with at least one of the following mental disorders:
 - a. Schizophrenia (all sub-types);
 - b. Delusional Disorder;
 - c. Schizophreniform Disorder;
 - d. Schizoaffective Disorder;
 - e. Brief psychotic Disorder;
 - f. Substance-induced psychotic disorder (excluding intoxications and withdrawal);
 - g. Psychotic Disorder not otherwise specified;
 - h. Major Depressive Disorder;
 - i. Bipolar Disorder I;
 - j. Bipolar Disorder II;
 - k. Neurocognitive Disorders and/or Delirium, Dementia and Amnestic and Other Cognitive Disorders;
 - l. Post-Traumatic Stress Disorder;
 - m. Obsessive Compulsive Disorder; or
 - n. Borderline Personality Disorder; and
3. To have not been in remission as diagnosed by a medical doctor; and
4. To have reported such diagnosis to the provincial correctional facility before or during their close confinement.

WHAT IS THE NATURE OF THE CLASS ACTION?

This class action is being advanced by two representative plaintiffs: Caitlin Hill and Robert Bailey. The lawsuit alleges that the Province of Nova Scotia, which operated several provincial correctional facilities, is liable to Class members to pay damages to inmates with diagnosed mental disorders who claim to have suffered harm as a result of being forced to spend any length of time in close confinement. These allegations of liability have not been proven. A common issues trial will be scheduled where liability may or may not be established. A judgment at this trial will bind all Class Members who do not opt out of the class action.

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 Class is not successfully settled or tried, Class Counsel will not be paid or reimbursed for any expenses. Class Counsel has indemnified the Representative Plaintiffs against an adverse cost award.

RIGHT TO OPT-OUT

If you do not want to participate in the class action as a Class member, you must opt out before the deadline stipulated in the Opt Out Form. If you opt out, you will not be entitled to share in any recovery or take the benefit of any ruling in this case.

WHERE CAN CLASS MEMBERS GET MORE INFORMATION?

For free information, or to access opt-out forms, visit www.valentlegal.ca or www.mckigganhebert.com, or contact Class Counsel by email at info@valentlegal.ca or info@mckigganherbbert.com, by telephone at 902-443-4488 or 902-701-9581, or in person at 401-1741 Brunswick Street, Halifax, NS, B3J 3X8 or 502-1959 Upper Water Street, Halifax, NS, B3J 2N2.

SCHEDULE C

The Notice Plan

The Notice of Certification will be announced/distributed to the Mental Disorder Class in the following manner by Class Counsel:

Direct Mailing

Class Counsel will mail the Notice of Certification to each of the known Class members who have provided their mailing addresses and/or electronic mail addresses to Class Counsel.

Website

The Certification Notice will be posted in English on Class Counsel's websites.

Press Release

Class Counsel will issue a press release containing the information in the Notice of Certification.

Mailing to Relevant Community Organizations

Class Counsel will mail the Notice of Certification to regional community organizations who come into regular contact with putative Class members and request that they place Notice in prominent locations.

Direct Requests

Notice of Certification will be provided by Class Counsel to any person who makes a direct request.

Newspaper Publications

Class Counsel will publish the Notice of Certification in an advertisement in the Chronicle Herald. The Certification Notice advertisement will take up a quarter of a page.

SCHEDULE D

OPT OUT FORM

**To: Valent Legal
401-1741 Brunswick Street
Halifax NS B3J 3X8**

Email: info@valentlegal.ca

Fax: 902-443-6593

This is **NOT** a claim form. Completing this **OPT OUT FORM** will **exclude** you from receiving any compensation arising out of any settlement or judgement in the class proceeding named below:

Bailey & Hill v the Attorney General of Nova Scotia (Hfx. No. 480866)

I understand that by opting out of this class proceeding, I am confirming that I do not wish to participate in this class proceeding.

I understand that by opting out, I take full responsibility for taking all necessary legal steps to protect any claim I may have at my own expense.

Date

Class Member Name (please print)

Signature of Class Member opting out

Telephone number and email address