

ONTARIO CORRECTIONS STAFFING-RELATED LOCKDOWNS CLASS ACTIONS: NOTICE OF SETTLEMENT APPROVAL HEARING

Please read this notice carefully – your legal rights may be affected.

A proposed Settlement has been reached in two class action lawsuits against Ontario and Canada (the “Defendants”): *Lapple v Ontario* and *Dadzie v Ontario and Canada*. The lawsuits allege that the Defendants improperly subjected inmates and immigration detainees to chronic staffing-related lockdowns, constituting systemic negligence and breaches of sections 7 and 12 of the *Canadian Charter of Rights and Freedoms*. The Defendants deny those allegations, and the Court did not decide who was right. The Parties have instead decided to settle the lawsuits.

Who Are Class Members in the Proposed Settlement?

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|---------------------------------------|--|
| Lapple Action (Inmates) | All current and former inmates of Ontario correctional institutions as defined in the <i>Ministry of Correctional Services Act</i> (other than the Elgin-Middlesex Detention Centre, the Ontario Correctional Institute, or the St Lawrence Valley Correctional and Treatment Centre) <u>between May 30, 2009 and November 27, 2017</u> , including those held pending trial or other court appearance. |
| Dadzie Action (Immigration Detainees) | All persons detained under the <i>Immigration and Refugee Protection Act</i> at Ontario correctional institutions as defined in the <i>Ministry of Correctional Services Act</i> (other than the Elgin-Middlesex Detention Centre, the Ontario Correctional Institute, or the St Lawrence Valley Correctional and Treatment Centre) <u>between May 30, 2009 and November 27, 2017</u> (solely with respect to their detention under the <i>Immigration and Refugee Protection Act</i>). |

What Benefits Are Available to Eligible Class Members Under the Proposed Settlement?

The Defendants, while not admitting liability, have agreed to a Settlement regarding these two class action lawsuits, which would, if approved, provide an all-inclusive Settlement Fund of \$59 million to pay eligible Class Members’ Claims as well as certain fees and expenses. Class Counsel will be seeking approval of Honoraria of up to \$15,000 for each Representative Plaintiff and Class Counsel Fees in the amount of \$17,700,000 in legal fees plus HST and disbursements, which will be deducted from the Settlement Fund.

If approved, the proposed Settlement will provide compensation to Class Members who experienced 16 or more staffing-related lockdowns, calculated in accordance with the Settlement Agreement:

- between August 15, 2014 and November 27, 2017, for current or former inmates; or
- between August 11, 2014 and November 27, 2017, for current or former immigration detainees.

Depending on the number of staffing-related lockdowns and the nature of harm suffered, eligible Claimants could receive between \$2,000 and \$68,000 (subject to a *pro rata* reduction, if necessary).

Class Members who experienced staffing-related lockdowns after May 30, 2009 but before the dates set out above may still be eligible for compensation if they can show that they were legally incapable of starting a lawsuit during that time, or, in limited circumstances, may be eligible to receive limited compensation from an Exceptional Circumstances Fund of \$2 million.

SETTLEMENT APPROVAL HEARING: The proposed Settlement must be approved by the Court before it becomes effective. The Court will decide whether or not to approve the proposed Settlement, Class Counsel Fees and Honoraria on **Wednesday, October 22, 2025** at 10:00am EST virtually over Zoom and in person at the Ontario Superior Court of Justice, 330 University Ave, Toronto, ON, M5G 1R7. Check the Administrator’s website (ONTJailStaffLockdowns.ca) or Class Counsel’s websites regularly after the Settlement Approval Hearing to see if the Settlement has been approved. You can also provide your email address to the Administrator or Class Counsel to be notified by email if the Settlement is approved.

YOUR LEGAL RIGHTS AND OPTIONS:

- If you **support** the proposed Settlement, Class Counsel Fees, and Honoraria, you do not have to do anything at this time. If the Court approves the Settlement, you will be able to submit a Claim for compensation.
- To **object** to the proposed Settlement, Class Counsel Fees, and/or Honoraria, you must submit a signed and completed Objection Form to the Administrator on or before October 14, 2025. A copy of the Objection Form can be obtained from ONTJailStaffLockdowns.ca or from the Administrator.

To obtain more information or an Objection Form, visit ONTJailStaffLockdowns.ca or contact the Administrator:

Ontario Corrections Staffing-Related Lockdowns Class Actions Administrator

c/o Deloitte LLP

PO Box 7545 STN Adelaide

Toronto, ON M5C 0C4

Toll-Free Telephone: 1-844-742-0825

Email: info@ONTJailStaffLockdowns.ca

You may also contact Class Counsel at the contact information below:

Lapple Class (Inmates)

Koskie Minsky LLP

Email: ontarioprison@kmlaw.ca

Toll-Free Telephone: 1-866-777-6339

Website: <https://kmlaw.ca/cases/ontario-prisoner-class-action/>

McKenzie Lake Lawyers LLP

Email: ont.detention.centres@mckenzielake.com

Toll-Free Telephone: 1-855-772-3556

Website: <https://www.mckenzielake.com/ontario-detention-centres-class-action/>

Champ & Associates

Email: lockdownclass@champlaw.ca

Toll-Free Telephone: 1-833-333-6608

Website: www.champlaw.ca/prison-classaction

Dadzie Class (Immigration Detainees)

Koskie Minsky LLP

Email: idclassaction@kmlaw.ca

Toll-Free Telephone: 1-866-777-6309

Website: <https://kmlaw.ca/cases/immigrant-detainee-class-action/>

Henein Hutchison Robitaille LLP

Email: idclassaction@hhllp.ca

Toll-Free Telephone: 1-855-525-3403

Website: <https://hhllp.ca/class-actions/>

Une version française de cet avis est disponible sur le site web ONTJailStaffLockdowns.ca ou par courriel (info@ONTJailStaffLockdowns.ca).

This notice was approved by order of the Ontario Superior Court of Justice. This is not a solicitation from a lawyer. The court offices will be unable to answer any questions about the matters in this notice. Please do not contact them.