

LONG FORM NOTICE

Were you subjected to separate confinement or segregation in a British Columbia Correctional Centre between April 18, 2005 and October 22, 2025?

You may be able to claim money in a class action lawsuit. Please read this legal notice carefully.

- The Court has approved a Settlement in a lawsuit about separate confinement and segregation in British Columbia Correctional Centres. The Settlement is worth up to \$60 million.
- You may be a class member if you were placed in Separate Confinement and/or Segregation in a B.C. Correctional Centre between April 18, 2005 and October 22, 2025, you did not opt out of this lawsuit, and:
 - Your placement was for 15 or more consecutive days ("**Prolonged Class Member**"); or
 - B.C. Corrections knew or ought to have known that you suffered from a Mental Illness ("**SMI Class Member**").
- If your only placement(s) in Separate Confinement and/or Segregation ended prior to November 26, 2016 or occurred between December 23, 2020 and July 30, 2022, you are only eligible to make a claim through the Statute-Barred Claims Process. If this applies to you, you should fill out a Claim Form and the Administrator or Class Counsel will contact you with regards to the Statute-Barred Claims Process.
- Eligible Class Members who submit a Claim Form may receive up to \$91,000, depending on their individual circumstances.

IMPORTANT: If you don't submit a Claim Form before January 11, 2027, you won't be able to receive any money from this lawsuit

BASIC INFORMATION

Why is there a notice?

The Court has approved this notice to let you know your rights. There is a lawsuit known as *North v. British Columbia*, Court File No. S1812656 about separate confinement and segregation in British Columbia Correctional Centres that has been authorized by the Court to proceed as a class action.

You might have already received notice of certification of this lawsuit. This notice is to update you on important developments in this lawsuit and to inform you about who can make a claim for money.

- On October 22, 2025, the Court approved the proposed Settlement reached by the parties providing for up to \$60 million. The Court also approved legal fees, disbursements, honorarium, administration expenses and applicable taxes that will be deducted from the Settlement.
- Class Members who want to claim money from the Settlement must submit a Claim Form before January 11, 2027.

What is this lawsuit about?

The lawsuit says that British Columbia improperly subjected inmates to separate confinement and/or segregation. The lawsuit says that such separate confinement and/or segregation constitutes breaches of fiduciary duties, systemic negligence and breaches of inmates' rights under the *Canadian Charter of Rights and Freedoms*. British Columbia denies these claims.

Who is a member of the Class?

The Class includes those persons who, between April 18, 2005 and October 22, 2025, were involuntarily subjected to either:

1. Separate Confinement and/or Segregation for at least fifteen (15) consecutive days; or
2. Separate Confinement and/or Segregation when B.C. Corrections knew or ought to have known the person suffered from Mental Illness;

in a B.C. Correctional Centre as defined in s. 1 of the *Correction Act*, S.B.C. 2004, c. 46.

“Separate Confinement and/or Segregation” means any placement apart from the general population pursuant to ss. 17, 18, 24 or 27(1)(d) of the *Correction Act Regulation*, B.C. Reg. 58/2005;

“Mental Illness” means a diagnosed condition comprising one of the following disorders, as defined in the relevant Diagnostic and Statistics Manual of Mental Disorders (**“DSM”**):

- 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 disorders,
- 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.

What if I don't want to be in the lawsuit?

If you were placed in Separate Confinement and/or Segregation prior to July 19, 2025 and did not submit an Opt-Out Form during the previous opt-out periods, you are no longer able to opt out of the lawsuit for those previous placements.

Class members who were placed in Separate Confinement and/or Segregation between July 19 and October 22, 2025 may opt out by submitting an Opt-Out Form available at <https://proactio.ca/en/class-action/british-columbia-solitary-confinement/> to the Administrator. The Opt-Out Form must be submitted by February 24, 2026.

If you opt out, you will not be eligible to make a claim for money from the Settlement for placements in Separate Confinement and/or Segregation between July 19 and October 22, 2025. Subject to the defences British Columbia may raise, you keep your right to independently sue British Columbia as an individual regarding placements in Separate Confinement and/or Segregation between July 19 and October 22, 2025, but cannot rely on the settlement terms to support your claim.

Am I eligible for compensation?

If you are a Class Member, you must submit a Claim Form before January 11, 2027, and the Claims Administrator, or a Claims Adjudicator if applicable, will determine if you are eligible to receive compensation from the Common Experience Fund, the Serious Harms Fund, or both.

Class Members may be eligible for an award from the Settlement, if between April 18, 2005 and October 22, 2025:

1. **Prolonged Class Members:** They spent 15 or more consecutive days (15 or more days in a row) in Separate Confinement and/or Segregation; **or**
2. **Serious Mental Illness ("SMI") Class Members:** They spent at least 22 consecutive hours in Separate Confinement and/or Segregation **and** their records establish, in accordance with the criteria detailed in the Claims Process, that British Columbia knew or ought to have known that they suffered from a Mental Illness.

Statute-Barred Claims

If your only placement(s) in Separate Confinement and/or Segregation ended prior to November 26, 2016 **or** occurred between December 23, 2020 and July 30, 2022, you are only eligible to make a claim through the Statute-Barred Claims Process.

If this applies to you, you should fill out a Claim Form and the Administrator or Class Counsel will contact you with regards to the Statute-Barred Claims Process.

How much money can I claim under the Settlement?

Depending on their circumstances, Class Members may be eligible to receive awards from both the Common Experience Fund and the Serious Harms Fund.

You do not need to make two separate Claims. When you submit your Claims Form, your Claim will be considered to assess your eligibility to receive awards from either fund.

Common Experience Payments

- All **Prolonged Class Members** will receive the same Common Experience Payment. Prolonged Class Members can receive up to \$3,000 as a Common Experience Payment; and
- All **SMI Class Members** will receive the same Common Experience Payment. SMI Class Members can receive up to \$6,000 as a Common Experience Payment.

Common Experience Payments will be distributed first, before awards from the Serious Harms Fund.

Serious Harms Award

You may also be eligible for a Serious Harms Award on top of your Common Experience Payment if you are a Prolonged Class Member or an SMI Class Member and:

1. You experienced lengthy and repeated placements alone in segregation and/or separate confinement; or
2. You suffered one or more of the specific and recorded harms described in the chart below.

If you are found eligible to receive a Serious Harms Award, you will receive an award calculated in accordance with the chart below. However, no Class Member may receive more than **\$85,000** from the Serious Harms Fund.

BOX 1: LENGTHY AND REPEATED PLACEMENTS		
Cumulative Total Length of All Eligible Placements	Prolonged Class	SMI Class
30-44 days	n/a	\$8,000
45-74 days	\$5,000	\$12,000
75-104 days	\$9,000	\$16,000
105-134 days	\$13,000	\$18,000
135-164 days	\$17,000	\$22,000
165-199 days	\$21,000	\$26,000
200 or more days	\$25,000	\$30,000
BOX 2: SPECIFIC AND RECORDED HARMS		
New diagnosis of a Mental Illness during or within 90 days of an Eligible Placement OR Transfer to a Designated Mental Health Facility during or within 60 days after an Eligible Placement that is not court-ordered, a term of probation or sentence, or related to addiction recovery, rehabilitation or detox.	\$35,000	
Self-injurious behaviour while alone or in the presence of BC Corrections staff during or within 60 days after an Eligible Placement.	\$10,000	
Suicide attempt during or within 60 days of an Eligible Placement.	\$40,000	

Class Counsel or the Administrator may contact you in relation to your Claim to ask questions, seek more information, or request further records.

There are several other parts of the Settlement that describe, amongst other things: access to records of segregation placements, disclosure of documents, and review procedures. If you would like to request a complete copy of the Settlement Agreement, please contact: 1-877-916-1122 or bcsegregation@proactio.ca.

How do I make a Claim?

You must submit a fully completed Claim Form to the Claims Administrator by January 11, 2027, or else you will not be eligible to receive any money.

You can complete the Claim Form online at: <https://bcsegregation.proactio.ca>

If you would prefer to complete a paper or digital copy of the Claim Form, you have the following options:

Incarcerated Claimants	Claim Form Available Online and by Email	Claim Form Available by Phone or Mail	Claim Form Available at Parole Offices
If you are currently incarcerated in a British Columbia jail, you can request a Claim Form and pre-paid postage return envelope on your living unit in the jail.	Download or complete the Claim Form online or request a copy of the Claim Form by email: Website: https://proactio.ca/en/class-action/british-columbia-solitary-confinement/ Email: bcsegregation@proactio.ca	Write or call the Administrator to request a Claim Form: 1-877-916-1122 Proactio Class Action – BC Segregation 600 De La Gauchetière Street West, Suite 2000 Montreal, QC H3B 4L8	Ask for a copy of the Claim Form from your Probation and Parole Office in British Columbia.

Complete Claim Forms can be submitted by email to bcsegregation@proactio.ca or by mail to:

Proactio
Class Action – BC Segregation
140, Grande Allée Est Bureau 200
Québec, QC G1R 5P7

If a paper Claim Form is used, the postmark (date stamped by Canada Post) on the envelope will be considered as the day the Claim Form was submitted to the Claims Administrator.

Class Counsel can help you to complete your Claim Form. If you need assistance, please contact Class Counsel using the details below.

What if I do not make a Claim?

If you do not make a Claim before January 11, 2027, you will not be able to get any money as a result of this Settlement, and you will be forever releasing any lawsuits you may have had against British Columbia in respect to Separate Confinement and/or Segregation in British Columbia jails between April 18, 2005 and October 22, 2025. You will not be able to sue British Columbia independently for your experiences in Separate Confinement and/or Segregation.

Even if you previously provided information to Class Counsel, another lawyer, or a support agency, you must still submit a Claim Form before January 11, 2027, or you will not be eligible to receive any money.

Do I have a lawyer in the case?

Yes. The Court has appointed Koskie Minsky LLP from Toronto and McEwan Partners LLP from Vancouver, to represent you and other Class Members as “**Class Counsel**”. You will not be personally charged for these lawyers.

You can contact **Koskie Minsky LLP** at bcadminsegclassaction@kmlaw.ca or by phone at 1-877-398-0497 (toll free).

You can contact **McEwan Partners LLP** at solitaryclassaction@mcewanpartners.com or by phone at 604-283-8016.

How do I get more information?

You can get more information at <https://proactio.ca/en/class-action/british-columbia-solitary-confinement/>, by calling toll free at 1-877-916-1122, or by writing to: "Proactio Class Action – BC Segregation, 140 Grande Allée Est, Bureau 200, Québec, QC G1R 5P7" or by email at: bcsegregation@proactio.ca.