

**SUPERIOR COURT**  
(Class action)

CANADA  
PROVINCE OF QUEBEC  
DISTRICT OF MONTREAL

N° : 500-06-000519-104

DATE : OCTOBER 3<sup>rd</sup>, 2012

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**IN THE PRESENCE OF : THE HONOURABLE GÉRARD DUGRÉ, J.S.C.**

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**FRANCINE COURSOLLE**  
Petitioner

v.  
**BARD CANADA INC. - and -**  
**C.R. BARD - and -**  
**DAVOL INC.**  
Respondents

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**JUDGMENT**

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[1] SEEING the Motion for authorization to discontinue the class action proceedings and for a declaration that the prescription period has been suspended by the filing and serving of the Motion for authorization to institute a class action, the conclusions of which read as follows:

“THAT the present motion be granted;

THAT the Motion for Authorization to Institute a Class Action and to Obtain the Status of Representative be discontinued;

THAT the Court declared that the prescription period for any right of action contemplated by the proposed class action has been suspended from August 23, 2010 until the date of the judgment to be rendered on the present motion;

THE WHOLE without cost.”

- [2] SEEING the Affidavit filed in support of said Motion ;
- [3] SEEING Exhibit P-1 (Petitioner's operation report dated June 16, 2006) and Exhibit P-2 (Ontario discontinuance order dated November 23, 2011) ;
- [4] CONSIDERING this Motion is not contested by the Respondents ;
- [5] CONSIDERING this Motion is well founded ;

**WHEREFORE, THE COURT:**

- [6] **GRANTS** the Petitioner's Motion as per its conclusions;
- [7] **THE WHOLE**, without cost.



GÉRARD DUGRÉ, J.S.C.

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