

# **If you took the quit smoking drug CHAMPIX between April 2, 2007 and May 31, 2010, your rights could be affected by the certification of a class action.**

**Please read carefully.**

The Ontario Superior court has certified a class action for Canadians who took Champix between April 2, 2007 and May 31, 2010 and allegedly suffered certain reactions. The Representative Plaintiff is Kenneth Parker.

## **What is the Class Action About?**

The lawsuit seeks compensation for all class members. It alleges that, between April 2, 2007 and May 31, 2010, Pfizer Canada Inc. failed to adequately warn of the risk of certain psychiatric adverse events allegedly related to Champix.

Pfizer Canada Inc. denies the allegations, which have not been established, and is defending the lawsuit.

## **Who is Included in the Class Action?**

All persons in Canada who took Champix during the period from **April 2, 2007 to May 31, 2010** and who, while taking or after taking Champix to help quit smoking, experienced any of the psychiatric adverse events or symptoms listed below:

- thoughts about suicide or dying
- attempts to commit suicide
- new or worse depression, anxiety or panic attacks
- feeling very agitated or restless
- acting aggressive, being angry or violent
- acting on dangerous impulses
- an extreme increase in activity and talking (mania)
- abnormal thoughts or sensations
- seeing or hearing things that are not there (hallucinations)
- feeling people are against you (paranoia)
- feeling confused
- other unusual changes in behaviours

If you are a person who fits the above description, you are a member of the "Class". If you are a relative of a member of the Class who is entitled to make claims under any of the Dependants Statutes in Canada as a result of the death or personal injury of your relative, you are a member of the "Family Class".

If you are a Class member or Family Class member you do not need to do anything at this stage to participate – you are automatically included in the class action. You are encouraged however to contact Class Counsel for more information, and to discuss the steps necessary for preserving medical records that may be

needed for any claim that may be advanced on your behalf.

## **You Must Opt-Out if You Do Not Want to Participate**

If you do not want to be part of this lawsuit you must notify Class Counsel at the address below, in writing, by no later than **September 20, 2013**, providing your name and address and indicating that you do not want to be part of this lawsuit.

If you are a Class member or a Family Class member and do not exclude yourself by that date you will be included in this lawsuit and will be forever bound by the court's judgment on the common issues, whether favourable or not.

## **What are the Financial Consequences?**

If the action is not successful on the common issues, no class member will be responsible for legal fees or costs. The Representative Plaintiff has entered into a contingency fee agreement with Class Counsel for the legal work on the common issues. Class Counsel will be paid only if the action is successful.

If the class is successful at the common issues trial, further proceedings will be necessary for individual Class members to prove their own personal claims. Class members may be responsible for the costs of proving their own claims, and may wish to hire a lawyer to assist them with these further proceedings. Class Counsel is available to be hired by class members on a contingency basis, or class members may hire another lawyer of their own choosing.

## **For More Information**

For more information, please contact one of the firms listed below as Class Counsel:

Ontario  
McPHADDEN SAMAC TUOVI LLP  
Suite 300 – 8 King Street East  
Toronto, ON M5C 1B5  
Tel: 416-601-1020  
[www.mcst.ca](http://www.mcst.ca)  
[bmcphadden@mcst.ca](mailto:bmcphadden@mcst.ca)

Alberta  
DOCKEN KLYM  
900, 800-6<sup>th</sup> Ave. SW  
Calgary, AB T2P 3G3  
Tel: (403) 269-3612  
[www.docken.com](http://www.docken.com)

Québec  
LAUZON BÉLANGER LÉSPERANCE  
100-286 Saint-Paul West  
Montreal, QC H2Y 2A3  
Tel: (514) 844-4646  
[www.lblavocats.ca](http://www.lblavocats.ca)

British Columbia  
KLEIN LYONS LLP  
400-1385 W. Broadway  
Vancouver, BC V6H 4C1  
Tel: (604) 874-7171  
[www.kleinlyons.com](http://www.kleinlyons.com)