

LONG-FORM NOTICE

LEGAL NOTICE

Are You an Indigenous Person Who Was Assaulted at Any Time While Being Held in Custody or Detention by RCMP Officers In the Territories?

A class action may affect your rights. Please read this notice carefully.

The Federal Court has certified a class action lawsuit against the Attorney General of Canada on behalf of Aboriginal Persons (First Nations, Inuit or Métis), who allege they were assaulted at any time while being held in custody or detained by RCMP Officers in the Territories (Northwest Territories, Nunavut and the Yukon) and were alive as of December 18, 2016.

There is no money available now and no guarantee that there will ever be any money. However, there may be money available to Class Members at a later date if the action is successful or if it settles. **Your rights may be affected, and you have a choice to make now.** This notice is to help you make that choice.

YOUR LEGAL RIGHTS AND OPTIONS AT THIS TIME	
DO NOTHING (and remain in the class action)	<p>If you want to remain in the class action and wait for the outcome, you do not need to do anything at this time. By doing nothing, you will share in the outcome of the court case, including any compensation or other benefits that may come from a trial or settlement.</p> <p>If you stay in the class action, you give up certain individual rights. You will give up the right to personally sue Canada for harms you may have suffered while being held in custody or detained by RCMP Officers in the Territories.</p>
OPT OUT (and remove yourself from the class action)	<p>You may choose to remove yourself from this class action. You will get no benefits from the class action in the event of a trial or settlement, but you will keep the right to personally sue Canada for harms you suffered while being held in custody or detained by RCMP Officers in the Territories.</p> <p>If you choose to opt out to pursue your own action against Canada, it is your responsibility to retain a lawyer at your own expense to assist with your case.</p>

For additional information, please contact the Administrator:

AGNQ Notice Administrator
C/O Verita Global Inc.
P.O. Box 3355
London, ON N6A 4K3
1-888-663-7635
northpoliceclassaction@veritaglobal.com

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BASIC INFORMATION

1. What is this lawsuit about?

The lawsuit alleges that Aboriginal Persons (Indian, Inuit or Métis) are regularly assaulted by RCMP officers in the Northwest Territories, Nunavut, and the Yukon Territory because they are Aboriginal. The claim alleges systemic negligence and breaches of sections 7 and 15 of the *Canadian Charter of Rights and Freedoms*.

The case is known as *Nasogaluak v. Canada (Attorney General)*, Court File No. T-2158-18. The people who sued are called the Plaintiffs. The Defendant is the Attorney General of Canada.

2. What is a class action?

In a class action, a person or people called the “Representative Plaintiff” or “Representative Plaintiffs” (in this case, Joe David Nasogaluak) sue on behalf of people who have similar claims. All of the people with similar claims are called “Class Members” or simply the “Class”. The court resolves the issues for all class members at the same time in one case, except those who remove themselves from the Class by opting out.

3. Why was this notice issued?

The Federal Court has “certified” this lawsuit as a class action. This means that the lawsuit meets the requirements for class actions and may proceed to trial. If you are included, you may have legal rights and options before the Court decides whether the claims being made against Canada on your behalf are correct. This notice explains all of these things.

4. Why am I getting this notice now?

The Federal Court certified this lawsuit as a class action on June 23, 2021. Canada appealed from the certification order. On March 17, 2023, the Federal Court of Appeal heard Canada's appeal and decided that the lawsuit should proceed as a class action. Canada sought leave to appeal to the Supreme Court of Canada from the judgment of the Federal Court of Appeal. On December 14, 2023, the Supreme Court dismissed Canada's application. You are receiving this notice because the certification decision is now final, and you may be a member of the Class.

5. Who is a member of the Class?

The Class consists of all Aboriginal Persons (Indian, Inuit, or Métis) who allege that they were assaulted at any time while being held in custody or detained by RCMP Officers in the Territories (Northwest Territories, Nunavut, and the Yukon), and who were alive as of December 18, 2016. If this applies to you, you are a member of the Class.

6. What are the Plaintiffs asking for?

The Plaintiffs are asking for damages (monetary compensation) for Canada's systemic negligence, and under the *Canadian Charter of Rights and Freedoms*, in addition to declarations that Canada was systemically negligent and breached the *Charter* rights of Class Members.

7. Is there any money available now?

No. The Court has not yet decided whether Canada did anything wrong. Canada denies doing anything wrong. The two sides have not settled the case. There is no money available and no guarantee that money or benefits will ever become available. An additional notice will follow if money becomes available.

YOUR RIGHTS AND OPTIONS

You must decide whether to stay in the Class or whether to remove yourself from the Class by opting out. You have to decide this by **March 3, 2025**.

8. What happens if I do nothing?

If you are a Class Member, and you do nothing, you will automatically remain in the lawsuit. You will be bound by all Court orders, good or bad. If any benefit is awarded, you may need to take further action in order to claim the benefit.

9. What if I don't want to be in the Class?

If you do not want to be in the lawsuit, you must remove yourself—this is sometimes referred to as “opting out.” If you remove yourself, you will not receive any benefit that may be obtained from the lawsuit. You will not be bound by any Court orders or judgements in the class action and you keep your right to sue Canada separately as an individual regarding the issues in this case.

If you decide to opt out and pursue your own lawsuit against Canada, it is your responsibility to retain your own lawyers at your own expense.

To remove yourself, send a letter to the Administrator that states you want to be removed from the Class in *Nasogaluak v. Canada (Attorney General)*. Include your name, address, telephone number, and signature. You can also get an Opt-Out Form at northpoliceclassaction.ca.

Whether you use a letter or an Opt-Out Form, you must send your request to be removed from the class action to the Administrator by no later than **March 3, 2025** by email to northpoliceclassaction@veritaglobal.com or by mail to:

AGNQ Notice Administrator
C/O Verita Global Inc.
P.O. Box 3355
London, ON N6A 4K3

Opt-out Forms sent by mail must be postmarked no later than **March 3, 2025**.

If you have any questions about how to get out of the Class, contact the Administrator:

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London, ON N6A 4K3
1-888-663-7635
northpoliceclassaction@veritaglobal.com

THE LAWYERS REPRESENTING YOU

10. Do I have lawyers in the case?

Yes. The Court has appointed Koskie Minsky LLP and Cooper Regel LLP to represent the Class as “Class Counsel”. You will not be personally charged for Class Counsel’s work.

11. How will the lawyers be paid?

Class Counsel will only be paid if the Plaintiffs win a trial or there is a settlement. The Court has to approve Class Counsel’s request to be paid. The Court will only approve an amount that is fair and reasonable. The fees and expenses could be deducted from any money obtained for the Class or could be paid separately by the Defendant. You will **not** be asked to personally pay any money to cover Class Counsel’s fees.

NEXT STEPS IN THE CLASS ACTION

12. How and when will the Court decide who is right?

If the lawsuit is not settled, the Plaintiffs will have to prove their claims at a trial. During the trial, the Court will hear all of the evidence and decide whether the Plaintiffs or Canada are right about the claims in the lawsuit. There is no guarantee that the Plaintiffs will win any money or benefits for the Class.

13. Will I get money after the trial?

If the Plaintiffs are successful and obtain money or benefits as a result of the trial or settlement, we will notify the Class about how to ask for a share. These things are not known right now.

Important information about the case is posted on the website for this case as it becomes available. You should also provide your contact information to Class Counsel to receive timely updates about the case, including instructions for any action you may need to take to claim your share, if it becomes available.

GETTING MORE INFORMATION

14. How do I get more information?

You can get more information at northpoliceclassaction.ca, or by contacting the Administrator:

- Call Toll-Free: 1-888-663-7635
- By email to: noticepoliceclassaction@veritaglobal.com
- Or in writing to:

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