

SCHEDULE “B”

**EVOLENCE PRODUCTS SETTLEMENT
LONG FORM NOTICE**

**NOTICE OF SETTLEMENT OF EVOLENCE
PRODUCTS LITIGATION**

TO: All persons who received an injection of Evolence, Evolence Classic or Evolence Breeze. Read this Notice carefully as it may affect your rights.

If you were injected with Evolence, Evolence Classic or Evolence Breeze you could get money from a class action settlement if the settlement is approved by the Courts.

The Ontario Superior Court of Justice and the Supreme Court of British Columbia approved this notice. This is not a solicitation from a lawyer.

- There is a settlement subject to court approval with Johnson & Johnson, Johnson & Johnson Inc., Ortho-McNeil-Janssen Pharmaceuticals Inc. now named Janssen Pharmaceuticals Inc., Janssen-Ortho Inc. now named Janssen Inc., and Colbar Lifesciences Ltd. (“J&J Defendants”) in a class action lawsuit about Evolence (“Evolence” means the cosmetic fillers Evolence, Evolence Classic and Evolence Breeze).
- The national settlement to be approved offers monetary payments to those persons resident in Canada who developed lumps (also known as bumps or indurations) after being injected with Evolence.
- Your rights and options and the deadlines to exercise them are explained in this notice.
- The Courts will have to decide whether to approve the settlement. If they do, and after any appeals are resolved, money will be paid to those who qualify. Please be patient.
- Canderm Pharma Inc. and Anna Maria Duchon (the “Canderm Defendants”) are not parties to the certification Order or to the settlement subject to approval, and the lawsuit is continuing against them. It may be that additional moneys will be available if a settlement is ultimately reached with the Canderm Defendants, or if the Courts certify the actions and then issue judgments against them.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT:

**EXCLUDE YOURSELF
(OPT OUT)**

Deliver a written notice that you are opting out of the class action. Get no money or benefits from the settlement. This is the only option that allows you to start or remain part of any other lawsuit against the J&J Defendants about the legal claims regarding Evolence in this case.

QUESTIONS? CALL 1-877-602-7978 TOLL FREE, OR VISIT

WWW.EVOLENCESETTLEMENT.COM

POUR UN AVIS EN FRANÇAIS, PRIÈRE DE CONSULTER NOTRE SITE WEB.

ASK FOR COMPENSATION	Assuming that the Court approves the settlement, submit a Claim Package for compensation (payments of money in compensation of your injury, for lost income, and reimbursement for the cost of Evolence) from the settlement, if you are eligible.
OBJECT	If you do not opt out, you may write to the Claims Administrator about why you do not like the settlement. If you intend to object, you must submit your objection in writing by the deadline, Monday, November 12, 2018. To object, you do not need to attend the hearing.
GO TO A HEARING	If you do not opt out, you may attend the hearing and ask to speak to the Court about the fairness of the settlement. If you intend to ask to speak to the Court, you must first submit your objection in writing by the deadline, Tuesday, Monday, November 12, 2018.

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BASIC INFORMATION

1. Why is this notice being provided?

The Courts approved this notice because you have a right to know about a national settlement, subject to court approval, of this class action lawsuit as against the J&J Defendants and about all of your options before the Courts decide whether to give approval to the settlement. If the settlement is ultimately approved, payments of money and other benefits will be given to those settlement class members who submit a valid claim. This notice explains the lawsuit, the settlement, your legal rights, what payments of money and benefits are available, who may be eligible for such payments and benefits and how to obtain such payment(s) and benefits.

Justice Voith of the Supreme Court of British Columbia and Justice Belobaba and Justice Morgan of the Ontario Superior Court of Justice are overseeing these class actions. The case is known in British Columbia as *Hoisington v. Johnson & Johnson Inc. et al.* bearing court file no. S088553 and in Ontario as *Micevic v. Johnson & Johnson et al.*, bearing court file no. CV-09-39084600CP. On May 6, 2016, the BC Court conditionally certified this case as against the J&J Defendants for the purposes of settlement with the J&J Defendants. On March 21, 2018, the Ontario Court conditionally certified this case as against the J&J defendants for the purposes of settlement with the J&J Defendants.

The people who sued are called the “Plaintiffs,” and the companies and individuals they sued are called the “Defendants.”

2. What is this lawsuit about?

The lawsuit alleges that Evolence, cosmetic injectible fillers designed, tested, manufactured, promoted, and distributed by various of the Defendants, caused lumps (sometimes known as bumps or indurations) when improperly injected.

The Plaintiffs claim, among other things, that the Defendants were negligent in their design, testing, manufacture, promotion, and distribution of Evolence, and seek damages from the Defendants for any injuries the Plaintiffs suffered after being injected with Evolence.

The Defendants deny all of the Plaintiffs’ claims and do not admit liability or any wrongdoing. Specifically, the Defendants disagree with the allegations and say that they have many defences, that they are not liable to the Plaintiffs, and that the Plaintiffs are not entitled to any money, compensation or benefits from this litigation.

3. Why is this a class action?

In a class action, one or more people called “Representative Plaintiffs” (in this case, Deborah Hoisington, Stefanie Puls, and Mara Micevic), sue on behalf of people who have similar claims. All of these people are a “Class” or “Class Members.” In this case, two Courts will resolve the issues for all Class Members, except for those who exclude themselves from the Class by submitting an Opt-Out form by the deadline.

4. Why is there a settlement?

The Courts did not decide in favour of the Plaintiffs or the Defendants. Instead, the Plaintiffs and the J&J Defendants agreed to settle this case, subject to court approval, to avoid the cost and risk of a trial. The settlement does not mean that any law was violated or that the J&J Defendants did anything wrong. The J&J Defendants deny all legal claims in this case. The Representative Plaintiffs and their lawyers think the settlement is best for all Class Members.

WHO IS IN THE SETTLEMENT

5. How do I know if I am part of the settlement?

The Settlement Class includes anyone residing in Canada who received an injection of Evolence from - November 22, 2005 to December 31, 2014.

6. Are there exceptions to being included?

If you are a member of the Settlement Class, you will be included in the Settlement unless you validly Opt-Out of the Settlement Class before the opt out deadline.

7. What if I am not sure whether I am included in the settlement?

If you are not sure whether you are in the Settlement Class, or have any other questions about the settlement, call the toll free number of the Claims Administrator, who will be administering this settlement, at 1-877-602-7978. You also may write to the Claims Administrator at P.O. Box 64 Caledon Village, Ontario L7K 3L3 or to Class Counsel, attention “Evolence Settlement” at McPhadden Samac Tuovi LLP, 27th Floor, 161 Bay Street, Toronto, Ontario M5J 2S1.

PAYMENT UNDER THE SETTLEMENT—WHAT YOU GET IF YOU QUALIFY AND IF THE SETTLEMENT IS APPROVED

8. What does the settlement provide?

If the settlement with the J&J Defendants is approved by the Courts and becomes final, it will provide for payment of money to Settlement Class Members who submit a valid claims package by the deadline.

The Settlement Agreement, if approved by the B.C. and Ontario Courts, provides for a payment of \$250,000 by the J&J Defendants (“Settlement Amount”), and then cash payments from the Settlement Amount (after deducting court approved legal fees and disbursements and administration costs) to persons who were injected with Evolence and who developed lumps (sometimes known as bumps or indurations) that lasted more than 30 days. The payments Class Members can get depend on how long the lumps were

visible, the total number of claims submitted and the Claim's Administrator's determinations. The following chart sets out the proposed distribution of settlement funds to Class Members, depending on the type of injury.

If the amount of approved claims exceeds the Settlement Amount (less Class Counsel fees, disbursements and other Court approved costs), then the amounts of any payments set out below will be reduced on a pro-rata basis. Similarly, if the total value of the claims made is less than the amount available for settlement, then these amounts will be increased on a pro-rated basis up to a certain maximum. If there is any money left over in the Settlement Amount even after such a pro-rated increase, then that surplus will be distributed, subject to the Courts' discretion, to the Canadian Dermatology Foundation.

It may be that additional moneys will be available if a settlement is ultimately reached with the Canderm Defendants, or if the Courts certify the actions against the Canderm Defendants and issue judgments against them.

COMPENSABLE INJURY	COMPENSATORY PAYMENT		TOTAL
	GENERAL AWARD	CONSUMER AWARD	
<p>Temporary Injury</p> <p>The Settlement Class Member experienced facial disfiguration in the form of lumps (sometimes known as nodules or indurations) after being injected with Evolence; and such lumps were visible for a period of 30 days up to 180 days after the last injection of Evolence, but after that period were no longer visible.</p>	\$750	\$250	\$1,000
<p>Semi-Permanent Injury</p> <p>The Settlement Class Member experienced facial disfiguration in the form of lumps (sometimes known as nodules or indurations) after being injected with Evolence; and such lumps were visible for a period of between 181 days and 1095 days after the last injection of Evolence, but after that period were no longer visible.</p>	\$2,000	\$250	\$2,250
<p>Permanent Injury</p> <p>The Settlement Class Member experienced facial disfiguration in the form of lumps (sometimes known as nodules or indurations) after being injected with Evolence; and such lumps were visible for a period of more than 1095 days after the last injection of Evolence;</p>	\$10,000	\$250	\$10,250

INCOME LOSS CLAIM	COMPENSATION	TOTAL
	Calculated based on the difference between the Settlement Class Member's average net income for the two years prior to the alleged Compensable injury and the Settlement Class Member's net income following the alleged Compensable Injury and shall be restricted to a maximum claim period of two years. The maximum amount that may be awarded for an Income Loss Claim is \$5,000	

The "Consumer Award" in the above chart is compensation for your cost of purchasing an Evolence product.

In addition to payment of money for your injury and the Consumer Award, you may also seek payment for any income you lost as a result of developing lumps, up to a maximum of \$5,000.

If your claim is approved, you may also seek compensation for any of your expenses in obtaining the documentation necessary to prove your claim up to a maximum of \$200.

The deadline for mailing in a claim for any of the compensation described in this section will be determined at the settlement approval hearing and published on the www.evolencesettlement.com website.].

The Claims Administrator will determine, on a "more likely than not" basis, whether your documentation supports your claim, including whether you were injected with Evolence and whether (and for how long) you experienced lumps.

9. What am I giving up as part of the settlement?

If the settlement becomes final following approval by the court, Settlement Class Members will be releasing the J&J Defendants and all related people and entities from all of the claims described and identified in the Settlement Agreement. This means you will no longer be able to sue any of the J&J Defendants or related people or entities with respect to Evolence. The BC and Ontario Actions will continue against the Canderm Defendants, but only for the several damages (if any) that were caused solely by the Canderm Defendants.

The Settlement Agreement is available at www.evolencesettlement.com. The Settlement Agreement provides more detail regarding the release and describes the released claims with specific descriptions in accurate legal terminology, so read it carefully. You can talk to the law firms representing the Settlement Class listed in Section 16, below, for free or you can, at your own expense, talk to your own lawyer if you have any questions about the released claims or what they mean.

HOW TO GET COMPENSATION— SUBMITTING A CLAIM FORM IF YOU QUALIFY

10. How can I get compensation?

If the Settlement is approved, and you qualify for any of the compensation described above **you must complete and submit a Claim Package and required documentation by the deadline**, which will be posted on the Claim Administrator's website. You can get Claim Packages at www.evencesettlement.com or by calling 1-877-602-7978. Please read the instructions carefully, fill out the Claim Package, attach the required documentation and mail it postmarked no later than the deadline, to:

iDMed-Solutions Inc.,
P.O. Box 64 Caledon Village
Ontario, L7K 3L3

Attention: Evence Settlement

11. When will I get my compensation?

If the settlement is approved, any payments of money will be made to eligible Settlement Class Members who send in a timely and valid Claim Package, after the Courts in British Columbia and Ontario grant approval of the settlement, any appeals are resolved, and the compensation is determined for all Settlement Class Members who submit claims. Court approval of the settlement can take time. Please be patient.

OPTING OUT FROM THE SETTLEMENT

If you do not want to participate in this settlement and you want to keep the right to sue the J&J Defendants about the legal issues in this case, then you must take steps to opt out of the settlement and be excluded from the Settlement Class.

12. If I opt out, can I get anything from this settlement?

No. If you opt out, you may not apply for any payments of money or other benefits under the settlement and you cannot object to the settlement. If you opt out, you may be able to sue or be part of a different lawsuit against the J&J Defendants in the future but you will not be bound by anything that happens in the current lawsuits with respect to the J&J Defendants.

13. If I do not opt out, can I sue later?

No. If you do not opt out by the Opt Out Deadline, you give up the right to sue the J&J Defendants for all of the claims that the settlement resolves and you will be bound by the resolution of this class action. If you do not opt out, you will be bound by the Settlement Agreement if it is approved by the Courts or by any future settlements with the J&J Defendants if approved by the Courts. The BC and Ontario Actions will continue against the Canderm Defendants, but only for the several damages (if any) that were caused solely by the Canderm Defendants.

14. How do I get out of the settlement?

To opt out from the class action as against the J&J Defendants, including the settlement, you must send an Opt-Out Form or other signed written document by mail, courier or fax to the Claims Administrator indicating that you want to opt out from the Evolence Settlement. Be sure to include your full name, address, signature (or signature of a legal guardian or other legal representative where appropriate), date, and a brief description of the type of injury you suffered. You must mail, courier or fax your request for opting out to the Claims Administrator at the address below by Monday, November 12, 2018 to:

iDMed-Solutions Inc.,
P.O. Box 64 Caledon Village
Ontario, L7K 3L3
Fax: 1-800-886-5065

Attention: Evolence Settlement

If you wish to use the Opt-Out Form, it is available to download from www.evolencesettlement.com. You cannot ask to opt out on the phone, by email, or at the website.

THE LAWYERS REPRESENTING YOU

15. Do I have a lawyer in the case?

The Court appointed Bryan C. McPhadden of McPhadden Samac Tuovi LLP in Toronto, Ontario and Eric Stanger of Dives Harper Stanger & Mizrahi in Vancouver, British Columbia as “Class Counsel” to represent Class Members. You will not be charged for these lawyers. Class Counsel will be receiving a share of the Settlement Amount, once this amount is approved by the BC and Ontario Courts, as more fully set out below. If you want to be represented by your own lawyer in this case, you may hire one at your own expense.

The contact information for Class Counsel is as follows:

<p>Bryan C. McPhadden MCPHADDEEN SAMAC TUOVI LLP 27th Floor 161 Bay Street Toronto, ON M5J 2S1 Tel: 416-601-1020 Fax: 416-601-1721 Email: bmcphadden@mcst.ca</p>	<p>Eric J. A. Stanger DIVES, HARPER, STANGER & MIZRAHI LLP 600-815 Hornby Street, Vancouver, BC V6Z 2E6 Tel: 604-605-1400 Fax: 604-605-1414 Email: ejs@dghcounsel.com</p>
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16. How will the lawyers be paid?

Class Counsel have pursued this lawsuit on a contingency basis and Class Counsel will seek approval from the Ontario and British Columbia for an award of Class Counsel Fees in the amount of CDN\$98,000, inclusive of costs, taxes, and disbursements, which will be allocated among Class Counsel.

The payment of Class Counsel fees, and reimbursement of costs and disbursements, awarded by the Courts

are deducted from the Settlement Amount.

An honourarium, which is a small payment, will also be sought for each of the representative plaintiffs in the Ontario and BC proceedings.

OBJECTING TO THE SETTLEMENT

17. How do I tell the Court if I do not like the settlement?

If you disagree with any aspect of the settlement, you may express your views to the Ontario or BC Court through a written response to the settlement. The Court will consider your views.

If you wish to object to the settlement, you must send an objection in writing to the Claims Administrator by the deadline Monday, November 12, 2018. You may also attend at one of the settlement approval hearings in BC or Ontario to discuss your objection, but you are not required to do so.

In your written objection, be sure to include the following information:

- (1) the name of the settlement, being the “Evolve Settlement”;
- (2) your full name, address, telephone number, e-mail address and signature (or signature of a parent, legal guardian or other legal representative for those under 18 or where otherwise appropriate); and
- (3) information showing that you are a Settlement Class Member, including documentation that you were injected with Evolve and that you developed lumps.

Your written objection also should include the reasons why you object to the settlement, and any documentation supporting your objection, as well as a statement of whether you intend to appear at one of the Final Approval Hearings (see the section on “The Court’s Final Approval Hearings” below). You should also provide the name and full contact information for any counsel that you have retained to represent you.

Send copies of any objection to the Claims Administrator at the address listed below, postmarked no later than Monday, November 12, 2018. In order to object, your objection must be postmarked by this date. In order to appear in court to discuss your objection, your written objection must be postmarked by this date.

iDMed-Solutions Inc.,
P.O. Box 64 Caledon Village
Ontario L7K 3L3

Attention: Evolve Settlement

18. What is the difference between objecting and opting out?

Objecting and opting out are not the same thing. Objecting is simply telling the Court that you do not like something about the settlement. Opting out is telling the Court that you do not want to be part of the Settlement Class.

If you opt out: You will not be eligible to apply for any payment of money or benefits under the settlement. You will not be able to object to the settlement.

If you do not opt out: You will be able to participate in the settlement if it is approved by the Court. You may also object to the settlement.

THE COURT'S FINAL APPROVAL HEARINGS

19. When and where will the Courts decide whether to approve the

The Settlement Agreement must be approved by the Court in Ontario and the Court in BC.

The Ontario Court will hold an Approval Hearing at Osgoode Hall, 130 Queen Street West, Toronto, Ontario, M5H 2N6 on Wednesday, January 9, 2019, at the Ontario Superior Court of Justice.

The BC Court will hold an Approval Hearing at 800 Smithe St, Vancouver, B.C., V6Z 2E1 on Friday, February 1, 2019 at the Supreme Court of British Columbia.

At the Approval Hearings, the Courts will consider whether the settlement is fair and reasonable. The Courts will also consider Class Counsel's request for counsel fees, costs and expenses. If there are objections, the Court will consider them. After the Final Approval Hearings, the Courts will decide whether to approve the settlement and how much to award to Class Counsel as fees, costs and expenses.

The Approval Hearings may be moved to a different date without additional notice, so it is recommended that you periodically check www.evulencesettlement.com for updated information.

20. Do I have to come to the hearing?

Counsel for the parties will answer any questions the Courts may have. However, you are welcome to attend the hearing at your own expense. If you send in a written objection, you do not have to come to the Final Approval Hearings to talk about it. As long as you mailed your written objection on time, the Court will consider it. You may also pay your own lawyer to attend any of the Final Approval Hearings, but it is not necessary to have a lawyer attend on your behalf.

IF YOU DO NOTHING

21. What happens if I do nothing?

You have the right to do nothing. If you do nothing, you will still be a Settlement Class Member but will not get any compensation under this settlement because compensation must be requested by submitting a claim to the Claims Administrator, as described above, assuming the Settlement is approved. In addition, unless you exclude yourself, you will not be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit, including any other class action lawsuit, against the J&J Defendants or related persons or entities about Evolence, Evolence Classic or Evolence Breeze. The BC and Ontario Actions will continue against the Canderm Defendants, but only for the several damages (if any) that were caused solely by the Canderm Defendants.

GETTING MORE INFORMATION

22. How do I get more information about the settlement?

This notice was approved by the Courts and summarizes the settlement. More details are in the Settlement Agreement, which is available at www.evulencesettlement.com. You can get Claim Packages at www.evulencesettlement.com or request one from the Claims Administrator. You may also direct your questions to the Claims Administrator by calling the toll free number, 1-877-602-7978 or writing to Evulence Settlement, P.O. Box 64 Caledon Village, Ontario L7K 3L3. Or, you can call Class Counsel McPhadden Samac Tuovi LLP, 27th Floor 161 Bay Street, Toronto, Ontario M5J 2S1.