

SCHEDULE M

EXPLANATORY NOTES ABOUT THE SETTLEMENT

WHO IS AFFECTED BY THE SETTLEMENT AGREEMENT?

This Settlement Agreement relates to all former students of Selwyn House School who allege they were the victims of abuse of a sexual nature, and any physical, mental or psychological abuse directly or indirectly related to it ("the Abuse"), which was perpetrated by or with the participation of Leigh Seville, James P. Hill and/or John Aimers that commenced while these former students attended Selwyn House School ("Student Class Members") (Section 3 of the Settlement Agreement).

Also entitled to participate in the settlement are the living mothers and living fathers, current spouses, including common law spouses, and children of these former students ("Family Class Members") (Section 3).

Student Class Members have three options under the settlement: (i) Submit a claim form, (ii) Opt-out or (iii) Do nothing.

WHAT HAPPENS UNDER THESE THREE OPTIONS?

- (i) You must submit a claim form to be eligible to receive compensation under the Settlement Agreement. By participating in the Settlement Agreement, you agree that the compensation paid to you under the Settlement Agreement is the full and final resolution of any claims or rights you may have against L'Association Selwyn House and in one of the Motions John Aimers (hereinafter the "Respondents") in relation to the Abuse described above.
- (ii) If you opt-out, this means you exclude yourself from the terms of the Settlement Agreement and you will not receive compensation under it (Section 16). Your family members will be deemed to have also opted-out (Section 20). When opting-out, you retain your right to commence an individual action against the school, but you are barred from participating in any class action against Selwyn in relation to the Abuse (Section 16). If you have already commenced an individual action against Selwyn House School relating to the Abuse and you wish to pursue it, you are still required to Opt-out (Section 18).
- (iii) If you do nothing, meaning that you do not submit a claim form or you do not opt-out, you are deemed to have elected to participate in the Settlement Agreement and you are bound by it (Section 17). Practically, this means that you will not receive any compensation under the Agreement and you lose your right to commence an individual action and/or to participate in any class action against Selwyn in relation to the Abuse.

HOW DO I OPT-OUT?

You must submit a completed Opt-out Form (**Schedule C**) to Selwyn's Legal Counsel before the Opt-out Deadline, that is 60 days following the publication of the Settlement Notice. (Section 15)

HOW DO I MAKE A CLAIM?

You must submit a completed Claim Form (**Schedule H** for Student Claimants and **Schedule I** for Family Claimants) to Selwyn's Legal Counsel before the Opt Out Deadline, that is 60 days following the publication of the Settlement Notice. Class Counsel, McPhadden, Samac, Merner, Barry are available to assist you in preparing your Claim Form. (Sections 39 and 42)

WHERE DO I SEND MY OPT-OUT OR CLAIM FORM?

Opt-out Forms and Claim Forms must be sent to Selwyn's Legal Counsel before the Opt Out Deadline at:

Nicholl Paskell-Mede
Re: Selwyn House Class Action Settlement
630 René-Lévesque Blvd. West, Suite 1700
Montreal, Quebec H3B 1S6
Attention : Carolena Gordon Fax: (514) 843-6110

HOW DO I KNOW THE AMOUNT OF COMPENSATION I AM ENTITLED TO UNDER THE SETTLEMENT AGREEMENT?

The information relative to the compensation to be paid to Successful Student Claimants and their related Successful Family Claimants under the settlement is confidential and can only be obtained after requesting and signing a confidentiality agreement (Section 31).

This confidential financial information is contained in **Schedule F a)** for Student Class Members and **Schedule F b)** for Family Class Members (Section 32).

Student Class Members must complete and send **Schedule G a)** to request **Schedule F a)** and upon confirmation of attendance at Selwyn House School during the relevant period of time, the Student Class Members must then sign and send a Confidentiality Agreement (**Schedule G b)**) to Class Counsel to obtain the confidential information (Section 32).

Family Class Members related to Student Class Members entitled to receive the confidential information must sign and send their own separate confidentiality agreement (**Schedule G c)**) to Class Counsel to obtain the confidential information relating to Successful Family Claimants (Section 32).

Completing and sending a Confidentiality Agreement does not mean you have elected to submit a claim or opt-out of the settlement. To be eligible to obtain compensation, you must submit a completed Claim Form before the Opt-Out Deadline (Section 32).

CAN I DISCLOSE THE AMOUNTS TO WHICH I AM ENTITLED?

No, the amounts to which Successful Student Claimants are entitled are to remain confidential at all times and shall not be disclosed to any person except your related family claimant as described above, your legal counsel and financial advisor for the purposes of obtaining advice regarding your potential claim under the agreement.

If you breach the confidentiality agreement Selwyn House School will have the right to receive liquidated damages of \$200,000 from you and may chose to annul the entire Settlement Agreement (Section 31).

The amounts to which Successful Family Claimants are entitled are to remain confidential at all times and shall not be disclosed to any person except for your related Student Class Member, your legal counsel and financial advisor for the purposes of obtaining advice regarding your potential claim under the agreement.

If you breach the confidentiality agreement Selwyn House School will have the right to receive liquidated damages of \$100,000 from you and may chose to annul the entire Settlement Agreement (Section 31).

WHERE DO I SEND MY REQUEST FOR CONFIDENTIAL INFORMATION AND CONFIDENTIALITY AGREEMENT?

Schedule G a), Schedule G b) and Schedule G c) must be sent to Class Counsel at:

McPhadden Samac Merner Barry
8 King Street East, Suite 300
Toronto, ON M5C 1B5 Fax: (416) 363-7485
Attention: Bryan C. McPhadden

WHEN SHOULD I SEND MY REQUEST FOR CONFIDENTIAL INFORMATION AND CONFIDENTIALITY AGREEMENT?

You can send in Schedule G a) and thereafter G b) so as to obtain the confidential information relative to compensation you may be entitled to immediately. Your Claim Form must be submitted before the Opt-out Deadline. It is recommended that you send Schedule G a) and thereafter G b) as soon as possible so that you have time to decide whether you wish to opt-out of the settlement or submit a claim form.

Requesting and/or obtaining the confidential information does not affect your rights to opt-out should you be dissatisfied with the compensation you may be entitled to receive under the Settlement Agreement (Section 32).

WHERE DO I GET THE FORMS AND SCHEDULES?

You can get a copy of the various forms (i.e. Opt-Out Form and Claim Form) or Schedules G a), G b) and G c) from the Class Counsel's website: www.msmb.ca or by contacting them at the above address. As noted above, Schedules F a) or F b) can only be obtained from Class Counsel after having completed Schedule G a) or G c), as the case may be.

Note: These explanatory notes are intended as a summary only. If there is a conflict between these notes and the Settlement Agreement and any of its Schedules, the terms of the Settlement Agreement shall prevail.