

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE)
)
JUSTICE PERELL) TUESDAY, THE 5TH
) DAY OF OCTOBER, 2021

B E T W E E N:

ALBERT C. BATTEN and
THE ESTATE OF MARGARET JANE HAMILTON,
on behalf of her Estate Representative Wendy Nelson, and
WENDY NELSON, personally

Plaintiffs

-and-

BOEHRINGER INGELHEIM (CANADA) LTD., BOEHRINGER INGELHEIM
PHARMACEUTICALS, INC., BOEHRINGER INGELHEIM PHARMA GMBH & CO KG,
and BOEHRINGER INGELHEIM INTERNATIONAL GMBH

Defendants

Proceeding under the *Class Proceedings Act, 1992*

ORDER

THIS MOTION, made by the Plaintiffs, on consent, for an Order approving the discontinuance without costs of the within action and for an Order approving the discontinuance without costs of Court File No.275/15CP, *The Estate of Margaret Jane Hamilton, on her behalf of her Estate Representative Wendy Nelson, and Wendy Nelson, personally, v. Boehringer Ingelheim Pharmaceuticals, Inc. et al*, was heard this day in writing at the Superior Court of Justice, 393 University Avenue, Toronto, Ontario.

ON READING the materials filed, including the consent of the parties;

THIS COURT ORDERS that the within action be and is hereby discontinued without costs.

THIS COURT ORDERS that the action commenced at London and bearing Court File No.275/15CP, *The Estate of Margaret Jane Hamilton, on her behalf of her Estate Representative Wendy Nelson, and Wendy Nelson, personally, v. Boehringer Ingelheim Pharmaceuticals, Inc. et al*, be and is hereby discontinued without costs.

THIS COURT DECLARES that notice of the discontinuance of this action is not required under s. 19 of the *Class Proceedings Act, 1992*, S.O. 1992, c. 6, and is hereby dispensed with.

THIS COURT ORDERS that there be no costs of this motion.

Reed, J

ONTARIO
SUPERIOR COURT OF JUSTICE

Proceedings commenced at Toronto

*Proceeding under the Class Proceedings Act,
1992*

ORDER

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