

**Were you a student of Jack Hulland Elementary School (“JHES”) between January 1, 2002 and June 30, 2022 and subjected to a hold, restraint and/or placed in seclusion?
If so, your rights are affected by a class action lawsuit**

WHAT IS A CLASS ACTION?

A class action is a lawsuit filed by one person on behalf of a group of people with the same legal claims.

WHAT IS THIS CLASS ACTION ABOUT?

A class action lawsuit has been brought against the Government of Yukon (“Yukon”) and the Jack Hulland Elementary School Council of Area #22 (“JHES School Council”). The class action claims that there was a systemic practice of using holds, restraints and seclusion to control students’ behaviour at Jack Hulland.

AM I A CLASS MEMBER?

You are a **Class Member** of the continuing class action against Yukon if you were a student of JHES between **January 1, 2007** and **June 30, 2022**, and you were subjected to a hold, restraint, and/or you were locked in a room and/or placed in seclusion.

You are a **Settlement Class Member** of the settled class action against the Jack Hulland School Council if you were a student of JHES between **January 1, 2002** and **June 30, 2022**, and you were subjected to a hold, restraint and/or you were locked in a room and/or placed in seclusion.

If you think you may be a Class Member and/or a Settlement Class Member or if you have questions, please contact the lawyers below.

AM I ELIGIBLE TO RECEIVE MONEY?

There are no funds to pay to class members at this time. However, you should keep any records you have about your experience at JHES.

WHAT DO I DO NOW?

If you do not want to participate in the class action and the settlement with JHES School Council, you must opt out.

- If you opt out, you can bring your own lawsuit against Yukon or the JHES School Council subject to strictly enforced time limits called limitation periods.
- The lawyers have sought a court order for production of student records from JHES. If you do not want your records disclosed to the lawyers you can exclude yourself from this class action and opt-out;
- If you opt out, you will not be bound by the result of this class action.
- If you opt out, you will not be able to make a claim for any money that results from this class action.

If you do nothing you will be included in the class action.

- If you do nothing you cannot bring your own lawsuit against Yukon for negligence, recklessness or breach of fiduciary duty.
- If you do nothing you cannot bring your own lawsuit against the School Council for negligence, recklessness, breach of fiduciary duty, assault, battery, or false imprisonment.

- If you do nothing your student records may be produced to the lawyers.
- If you do nothing you will be bound by the result of this action.
- If you do nothing you may be able to make a claim for any money that results from this class action.

How do I opt out?

- You must send a completed opt out form to lawyers for the class by August 23, 2024.
- Opt-out forms are available at www.tuckercarruthers.ca/jack-hulland-elementary, or can be requested from lawyers for the class.
- You have 30 days from the day you send in your opt-out form to revoke your opt-out by sending written instructions to the Class lawyers.

More information, including a more detailed notice, can be found at www.tuckercarruthers.ca or at www.cfmlawyers.ca

WHAT HAPPENS NEXT?

The class action is not over. The next step is a trial where the Court will decide common issues of fact and law in a common issues trial.

If the class action succeeds:

- notice of the result of the common issues trial and what will happen next will be distributed;
- the Court will decide what steps, if any, are required to prove your individual claim;
- individual issue trials may be required; and
- the lawyers will seek court approval of their legal fees, plus expenses incurred in pursuing the class action.

Contact the lawyers below to make sure you are on the mailing list for future notices in the class action.

WHO ARE MY LAWYERS?

You are represented by [Tucker Carruthers](http://www.tuckercarruthers.ca) and [CFM Lawyers](http://www.cfmlawyers.ca).

Questions? Visit the website or contacting the lawyers at the information below:

<https://www.cfmlawyers.ca/active-litigation/jack-hulland-elementary/> or <https://tuckercarruthers.ca/jack-hulland-elementary/>

Call 1-867-667-2099 or toll-free 1-800-689-2322

Email jackhulland@cfmlawyers.ca