

**CANADA  
PROVINCE OF  
QUEBEC  
DISTRICT OF  
MONTREAL  
NO. : 500-06-  
000673-133**

**(CLASS ACTION)  
SUPERIOR COURT**

**J. J.**

**Plaintiff**

v.

**LA PROVINCE CANADIENNE  
DE LA CONGRÉGATION DE  
SAINTE-CROIX  
and  
L'ORATOIRE SAINT-JOSEPH DU  
MONT-ROYAL  
and  
LA CORPORATION PIEDMONT  
and  
LA CORPORATION JEAN-  
BRILLANT**

**Defendants**

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**NOTICE TO CLASS MEMBERS**

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1. This notice concerns a class action authorized against the defendants La Province canadienne de la Congrégation de Sainte-Croix, L'Oratoire Saint-Joseph du Mont-Royal, Corporation Piedmont and Corporation Jean-Brillant for physical persons who have been sexually abused by members of La Province canadienne de la Congrégation de Sainte-Croix, of the former canonical province La Province canadienne des Pères de Sainte-Croix (whose successor is Corporation Piedmont) and of the former canonical province of La Province canadienne des Frères de Sainte-Croix (whose successor is Corporation Jean-Brillant).
2. The class action has been authorized for the individuals forming part of the following class:

« All physical persons residing in Quebec, who, when they were minors, have been sexually abused by religious members of La Province canadienne de la Congrégation de Sainte-Croix, of the formal canonical province La Province canadienne des Pères de Sainte-Croix (whose successor is Corporation Piedmont) and of the former canonical province La Province canadienne des Frères de Sainte-Croix (whose successor is Corporation Jean-Brillant) during the period of 1940 to final judgment in any establishment of education, residence, summer camp or any other place situated in Quebec, as well as Saint-Joseph Oratory of the Mount-Royal, with the exception of those persons having frequented Collège Notre-Dame du Sacré-Coeur during the period of September 1, 1950 to July 1, 2001, Collège de Saint-Césaire during the period of September 1, 1950 to July 1, 1991 and school Notre-Dame de Pohénégamook during the period of January 1, 1959 to December 31, 1964" (the "Class") ».

3. The status of representative for the exercise of this class action has been ascribed to J.J.
4. The main questions of fact and law to be dealt with collectively are as follows:
  - a) Do the defendants have an obligation to act as a reasonable person in order to ensure the well-being of minor children entrusted to them either for their education or any other reason?
  - b) Has sexual abuse been committed by certain members of the Holy Cross Congregation on minor children who had been entrusted to them?
  - c) Did the defendants act diligently in order to put an end to the sexual

abuse committed by certain members of the Holy Cross Congregation on the minor children entrusted to them?

d) Did the defendants attempt to hide the sexual abuse committed by certain members of the Holy Cross Congregation on minor children entrusted to them?

e) Did the sexual abuse committed by certain members of the Holy Cross Congregation on minor children entrusted to them have the effect of violating the physical, moral and spiritual integrity of these latter children?

f) Do the actions of the defendants taken to hide the sexual abuse committed by certain members of the Holy Cross Congregation on minor children that had been entrusted to them, in order to protect their own financial and social interests to the detriment of the well-being of said minor children abused, justify punitive damages?

g) In the affirmative, what amount of punitive damages should the defendants be condemned to pay?

5. The conclusions sought in relation to the above issues are as follows:

**MAINTAIN** the class action on behalf of and for the benefit of all members of the Class;

**CONDEMN** the defendants La Province canadienne de la Congrégation de Sainte-Croix, Corporation Piedmont and Corporation Jean-Brillant to pay to the representative and each member of the Class moral and punitive damages, with the quantum to be determined subsequently;

**CONDEMN** the defendant, L'Oratoire Saint-Joseph du Mont-Royal, to pay to the representative and each member of the Class who have been sexually abused by a member of La Province canadienne de la Congrégation de Sainte-Croix within the Saint-Joseph Oratory of the Mount-Royal moral and punitive damages, with the quantum to be determined subsequently;

**CONDEMN** the defendants to pay the representative and each member of the Class interest on the above amounts, at the legal rate, plus the additional indemnity under Article 1619 of the *Civil Code of Quebec*;

**CONDEMN** the defendants to costs, including notice and experts costs;

6. The class action will proceed in the district of Montreal.

7. A class member may seek intervenor status in the class action. An intervenor can be subjected to a pre-trial examination at the request of the defendant. A class member who does not intervene in the class action may only be subjected to a pre-trial examination with the authorization of the Court.

8. All members of the Class are eligible to benefit from the class action and will be bound by a judgment to be rendered in respect of the class action, without needing to join it.

9. **A member may opt out of the Class within sixty (60) days of the present notice by transmitting to the Superior Court clerk a request in writing to opt out pursuant to Article 580 of the Code of Civil Procedure.**

10. Any member of the Class who has instituted an individual action

before a civil court which the final judgment of the present class action would otherwise determine, is deemed to have opted out of the present class action if he does not discontinue his individual action within thirty (30) days of the present notice.

11. Any member of the Class who does not opt out in the above-manner will be bound by the judgment to be rendered in respect of the authorized class action.

12. The judgment authorizing the class action and the notice to members of the Class are available in the Registry of Class Actions on the website [www.tribunaux.qc.ca](http://www.tribunaux.qc.ca)

13. A member of the Class, other than the representative or an intervener, cannot be condemned to pay the costs of the class action in the event that the class action is dismissed.

The class members may contact the lawyers representing J.J.:

**ME ALAIN ARSENAULT  
ME VIRGINIE DUFRESNE-LEMIRE  
ME JUSTIN WEE**

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**have nothing to do and there is no claim to file or money to receive at this time.**

**The class action is not over and the final judgment has not yet been rendered.**

**A new notice will be issued once the final judgment is rendered.**

**THE PUBLICATION OF THIS  
NOTICE HAS BEEN ORDERED BY  
THE COURT**

**Please note that if you decide to remain a member of the Class you**