

**NOTICE OF A PROPOSED SETTLEMENT OF A CLASS ACTION TO PERSONS WHO RECEIVED TEST RESULTS FOR CHLAMYDIA AND/OR GONORRHEA THAT WERE GENERATED BY A MEDICAL TESTING DEVICE IN THE EAST KOOTENAYS IN BRITISH COLUMBIA BETWEEN NOVEMBER 1, 2000 AND JULY 23, 2003
PLEASE READ THIS NOTICE CAREFULLY. IT MAY AFFECT YOUR LEGAL RIGHTS**

Notice - This notice is directed to all persons in British Columbia who received test results for Chlamydia and/or Gonorrhoea that were generated by a medical testing device (the "Device") at Kimberley Regional and District Hospital between November 1, 2000 and April 30, 2002 and at the East Kootenay Regional Health Centre between May 1, 2002 and July 23, 2003 (referred to hereafter collectively as the "Relevant Time Frame"). If you are one of those persons, your test results may have been false or unreliable.

Purpose of this Notice - A lawsuit has been initiated in British Columbia pursuant to the Class Proceedings Act against a medical technology company known as Becton Dickinson and Company (referred to hereafter as the "Defendant") in which it is alleged that the Defendant was negligent in assembling a medical testing device used as a diagnostic tool in determining the presence of Chlamydia and/or Gonorrhoea in patients (referred to hereafter as the "Device").

An Order will be sought certifying the within proceeding as a class action on behalf of the following class: "all persons who were tested by the BD ProbeTec ET device instrument in use in British Columbia between November 2000, and July 23, 2003; and all persons who had sexual contact with those persons described above" (referred to hereafter as the "Class").

A proposed settlement has been reached between the Plaintiff and the Defendant to settle the claims of the Class. The following four (4) groups are included in the proposed settlement: 1. those persons who received unreliable test results during the Relevant Time Frame and as a consequence underwent re-testing ("Re-testing Group"); 2. those persons who received false negative test results generated by the Device during the Relevant Time Frame ("False Negative Group"); 3. those persons who received false positive test results generated by the Device during the Relevant Time Frame ("False Positive Group"); and 4. those persons who had sexual contact with a person who was tested by the Device during the Relevant Time Frame ("Sexual Contact Group").

In order for the settlement to become effective, it must be approved by the Supreme Court of British Columbia.

Terms of the Proposed Settlement - If the settlement is approved, Class members will be eligible to receive compensatory payments under the settlement in accordance with the following grid:

Group #1: Re-testing Group	\$400 per person
Group #2: False Negative Group	\$500 per person
Group #3: False Positive Group	\$500 per person
Group #4: Sexual Contact Group	No payments to any individual - A single payment of \$75,000 to be made to an appropriate charity.

Persons that are in both Group #1 and Group #2 will receive a total of \$900.

The amounts set forth above are intended to provide compensation for all damages for Class members.

The agreement provides for the establishment of a fund of \$1,000,000 to pay the claims presented, administrative costs and class counsel's legal fees and disbursements. If there is a surplus in the fund after payment of the claims presented, that surplus will be given to an appropriate charity. If there is a shortfall in the fund, the claims will be paid out pro rata.

Settlement Approval Hearing - This Notice is to advise you of the Approval Hearing in British Columbia for the Settlement. The hearing will take place on the 28th day of October, 2005 at 10:00 AM at the New Westminster Courthouse at 651 Carnarvon Street, New Westminster, BC, V3M 1C9.

Members of the Class who do not oppose the settlement need not appear at the hearing or take any other action at this time to indicate their desire to participate in the settlement. Members of the Class who object to the Order being sought may have their objections considered by the Court, and may appear at the hearing, in person or through a lawyer.

Members who wish to object are encouraged to send an objection in writing by mail or by fax, postmarked or delivered on or before October 14, 2005, to plaintiffs counsel at the addresses and fax numbers set out below.

The written objection should include the following information:

1. The individual's name, address, telephone number, fax number and e-mail address.
2. A statement that he or she is a member of the Class.
3. A brief statement of the nature of and reasons for the objection.
4. Whether he or she intends to appear at the Court hearing in person or through a lawyer and if through a lawyer, the lawyer's name, address, telephone number, fax number and e-mail address.

If the Settlement Agreement is approved, persons who are eligible to receive compensatory payments thereunder shall have the right to exclude themselves from the settlement and pursue their claims independently. Any person who opts out shall not be eligible for any of the payments set out in the Settlement Agreement. Any eligible person who does not opt out shall be bound by the terms of the Settlement Agreement and all related court orders and shall be forever barred from commencing any proceeding against the Defendant.

Class Counsel - Lawyers for the class are Hanson Wirsig Matheos. They can be reached toll free at 1-800-688-1028. Their website is at www.hwm.ca.

If the Court at the Approval Hearing agrees that it is fair and reasonable, class counsel will receive \$291,200 in legal costs, inclusive of taxes and disbursements from the \$1,000,000 fund.

Questions about the settlement - Do not direct any questions about this notice or the settlement to the Court. The Court cannot answer them. Questions should be directed to Class Counsel.

Interpretation - If there is any conflict between the provisions of this Notice and the Settlement Agreement and any of its Appendices, the terms of the Settlement Agreement shall prevail. The complete Settlement Agreement can be viewed at www.hwm.ca. Other materials will be made available on this site as the hearing approaches. All amounts expressed in this notice are in Canadian Dollars. This notice has been approved by Madam Justice Cropper of the Supreme Court of British Columbia.

CLASS COUNSEL CONTACT:

Sarando Matheos, Hanson Wirsig Matheos
210-15225 104th Avenue, Surrey, BC V3R 6Y8
Toll Free: 1-800-688-1028 or Fax: 604-583-3469
Website: www.hwm.ca