

Court File No.:

CV-15-532~~X~~<sup>62500</sup>-CP

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE  
JUSTICE PERELL

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)  
)  
)

Monday, THE 4<sup>th</sup>  
DAY OF FEBRUARY, 2019



CHRISTOPHER BRAZEAU and DAVID KIFT

Plaintiffs

- and -

THE ATTORNEY GENERAL OF CANADA

Defendant

Proceeding under the *Class Proceedings Act, 1992*

**ORDER**

**THIS MOTION** made by the parties for an Order granting leave to file a this day at the Osgoode Hall, 130 Queen Street West, Toronto, Ontario.

**ON BEING ADVISED** of the parties' consent to this Order;

1. **THIS COURT ORDERS AND DECLARES** that the Class in this class proceeding shall be defined as:

*All offenders in federal custody, who were placed in administrative segregation in a federal institution situated outside of Quebec after February 24, 2013, or who were placed in administrative segregation in a federal institution anywhere in Canada before*

*February 24, 2013, who were diagnosed by a medical doctor with an Axis I Disorder (excluding substance use disorders), or Borderline Personality Disorder, who suffered from their disorder, in a manner described in Appendix A, and reported such during their incarceration, where the diagnosis by a medical doctor occurred either before or during incarceration in a federal institution and the offenders were incarcerated between November 1, 1992 and the present, and were alive as of July 20, 2013.*

2. **THIS COURT ORDERS** that the above Class Definition shall replace the Class Definition found at Paragraph 2 of the Certification Order of the Honourable Justice Perell, dated December 12, 2016.

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

*Perell, J.*

ENTERED AT / INSCRIPT A TORONTO  
ON / BOOK NO:  
LE / DANS LE REGISTRE NO:

JUSTICE PERELL

MAR 05 2019

PER/PAR

*[Handwritten signature]*

## *Appendix A*

- *Significant impairment in judgment (including inability to make decisions; confusion; disorientation);*
- *Significant impairment in thinking (including constant preoccupation with thoughts, paranoia; delusions that make the offender a danger to self or others);*
- *Significant impairment in mood (including constant depressed mood plus helplessness and hopelessness; agitation; manic mood that interferes with ability to effectively interact with other offenders, staffs or follow correctional plan);*
- *Significant impairment in communications that interferes with ability to effectively interact with other offenders, staff or follow correctional plan;*
- *Significant impairment due to anxiety (panic attacks; overwhelming anxiety) that interferes with ability to effectively interact with other offenders, staff or follow correctional plan;*
- *Other symptoms: hallucinations; delusions; severe obsessional rituals that interferes with ability to effectively interact with other offenders, staff or follow correctional plan;*
- *Chronic and severe suicidal ideation resulting in increased risk for suicide attempts;*
- *Chronic and severe self-injury; or,*
- *A GAF score of 50 or less.*

BRAZEAU ET AL.  
Plaintiff and

ATTORNEY GENERAL OF  
CANADA  
Defendant

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**ONTARIO  
SUPERIOR COURT OF JUSTICE**

Proceeding commenced at TORONTO

**ORDER  
(AMENDING CLASS DEFINITION)**

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