

THE COURT OF KING'S BENCH OF NEW BRUNSWICK

**Legal Notice**

**Do You Allege that You Received Oxytocin That was Not Appropriately Administered as a Result of Nicole Ruest's Actions While You Were a Patient at The Moncton Hospital Between September 2010 and March 2019, and Claim You Suffered Harm or Loss as a Result?**

**A lawsuit may affect your legal rights. Please read this carefully.**

You could be affected by a class action lawsuit. The New Brunswick Court of Appeal has decided that a class action on behalf of a "Class" of people, that could include you, is allowed to go forward. This notice summarizes your rights and options. You have a choice of whether to stay in the Class or not. There is no money available now and no guarantee that there will be.

**What is this case about?**

The lawsuit alleges that the Defendants, The Moncton Hospital and Nicole Ruest, a Registered Nurse previously employed at The Moncton Hospital, were negligent and breached their legal duties. Specifically, the lawsuit alleges that between September 2010 and March 2019, patients in labour at The Moncton Hospital received oxytocin that was not appropriately administered as a result of Nicole Ruest's actions.

The Moncton Hospital and Nicole Ruest dispute the allegations. The allegations have not been proven in court.

**Who is included in the Class?**

The Class is defined as, "All persons who allege they received oxytocin that was not appropriately administered as a result of Nicole Ruest's actions while a patient in the Moncton City Hospital between September 2010 and March 2019, and claim they suffered harm or loss as a result."

**Who represents the Class?**

The Class is represented by McKiggan Hebert Lawyers of Halifax and Fidelis Law Droit of Moncton as "Class Counsel". You don't have to pay Class Counsel, or anyone else, to participate in this class action lawsuit. Instead, if they get money or benefits for the Class, they may ask for lawyers' fees and costs, which may be deducted from any money obtained, or to be paid separately by the Defendants. You may hire your own lawyer to appear for you, but if you do, you may have to pay that lawyer.

## What are your options?

### A. If You Live in New Brunswick:

i. **Stay in the Class:** If you live in New Brunswick and you want to stay in the Class, you do not have to do anything. If money or benefits are obtained, you will be notified about how to ask for a share. You will be legally bound by all orders and judgments, and you will not be able to sue the Defendants about the legal claims in this case.

ii. **Opt out of the Class:** If you live in New Brunswick and you want to keep your rights to sue the Defendants individually over the claims in this case, you need to remove yourself from the class action. If you remove yourself, you cannot get money or benefits from this lawsuit if any are awarded. To ask to be removed, send a letter to the address below, postmarked no later than **June 8, 2026**, that says you want to be removed from *Scott v. The Moncton Hospital and Ruest*. Include your name, address, telephone number, and signature. You can also get an Opt Out Form at [www.fidelislaw.ca](http://www.fidelislaw.ca). You must mail your removal request or Opt Out Form postmarked by **June 8, 2026**, to: 171 Lutz Street, suite 202, Moncton, NB E1C 5E8 or send it by email to: [monctonhospital@fidelislaw.ca](mailto:monctonhospital@fidelislaw.ca).

### B. If You Live Outside New Brunswick:

i. **Opt in to the Class:** If you live outside New Brunswick and you want to include yourself in the Class, you must send a letter to the address below, postmarked no later than **June 8, 2026**, that says you want to be included in the class action *Scott v. The Moncton Hospital and Ruest*. Include your name, address, telephone number, and signature. You can also get an Opt In Form at [www.fidelislaw.ca](http://www.fidelislaw.ca). You must mail your inclusion request or Opt In Form postmarked by **June 8, 2026**, to: 171 Lutz Street, suite 202, Moncton, NB E1C 5E8 or send it by email to: [monctonhospital@fidelislaw.ca](mailto:monctonhospital@fidelislaw.ca). If you live outside New Brunswick and you do not take any action to include yourself in this class action, you cannot get money or benefits from this lawsuit if any are awarded.

ii. **Stay out of the Class:** If you live outside New Brunswick and you want to exclude yourself from the class action and keep your rights to sue the Defendants individually over the claims, you do not have to do anything.

## How can I get more information?

Go to [www.fidelislaw.ca](http://www.fidelislaw.ca) call [\(506\) 801-1126](tel:5068011126) or write to 171 Lutz Street, suite 202, Moncton, NB E1C 5E8 or by email at: [monctonhospital@fidelislaw.ca](mailto:monctonhospital@fidelislaw.ca) to speak to class counsel or obtain a copy of the certification decision.