

**St-Marseille c. GlaxoSmithKline Consumer Healthcare Inc.**  
**SUPERIOR COURT**  
(Class Action)

**2013 QCCS 4856**

CANADA  
PROVINCE OF QUEBEC  
DISTRICT OF MONTREAL

N<sup>o</sup>: 500-06-000495-099

DATE: October 10, 2013

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**BY: THE HONOURABLE MR. JUSTICE CLAUDE AUCLAIR, J.S.C.**

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**SOPHIE ST-MARSEILLE**  
Petitioner

vs.

**GLAXOSMITHKLINE CONSUMER HEALTHCARE INC.**  
Respondent

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**JUDGMENT ON DISCONTINUANCE**

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[1] On December 21, 2009, the Petitioner filed a Motion to Authorize the Bringing of a Class Action & to Ascribe the Status of Representative (Art. 1002 C.C.P. and following);

[2] The group description in the proposed class action is:

- all persons residing in Canada who have purchased and/or used any type of PoliGrip denture adhesive products, or any other group to be determined by the Court.

Alternately (or as a subclass)

- all persons residing in Quebec who have purchased and/or used any type of PoliGrip denture adhesive products, or any other group to be determined by the Court.

[3] On July 16, 2013, the Petitioner filed a Motion for Discontinuance seeking permission to desist from the present legal proceedings (Art. 1016 C.C.P.), which was amended on July 23, 2013;

[4] On October 10, 2013, the above-mentioned Motion was heard by the Court;

[5] SEEING the above-mentioned Motion and HEARING the representations made by the Petitioner's Co-Attorneys;

[6] CONSIDERING that the Court finds the discontinuance to be in the interest of justice;

[7] **FOR THESE REASONS, THE COURT:**

[8] **GRANTS** the present Motion;

[9] **AUTHORIZES** the Petitioner to discontinue her Motion for Authorization of a Class Action;

[10] **ORDERS** the publication of the full text of the present Judgment to be placed on the website [www.clg.org](http://www.clg.org) and [www.merchantlawgroup.com](http://www.merchantlawgroup.com) for a period of ninety (90) consecutive days following the date of the present Judgment, with a mention allowing for its easy identification on the website's homepage;

[11] **ORDERS** that the full text of the present judgment is to be forwarded by mail or by email to all individuals residing in Quebec who identified themselves on the Co-Attorneys respective websites, in connection with these proceedings;

[12] **WITHOUT COSTS**, as regards the surplus.

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THE HONOURABLE MR. JUSTICE  
CLAUDE AUCLAIR, J.S.C.

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