

If you purchased duloxetine manufactured for Breckenridge Pharmaceutical, Inc., between August 4, 2020, and May 22, 2025, you could receive a payment from a proposed Class Action Settlement.

A federal court authorized this Notice.

What's This All About?

There is a proposed class action settlement (the "Settlement") in a case called *Boyer v. Breckenridge Pharmaceutical, Inc.*, No. 2:24-cv-06514-JKS-JBC (D.N.J.) (the "Class Action") regarding duloxetine, a generic prescription drug manufactured for Breckenridge Pharmaceutical, Inc. ("Breckenridge" and "Breckenridge duloxetine") approved by the FDA for treatment of major depressive disorder in adults, generalized anxiety disorder in adults and pediatric patients of 7 years of age and older, diabetic peripheral neuropathic pain in adults, fibromyalgia in adults and pediatric patients 13 years of age and older, and chronic musculoskeletal pain in adults. The plaintiff in the Class Action alleges that Breckenridge failed to disclose to consumers that Breckenridge duloxetine contained excessive amounts of n-nitroso-duloxetine ("NDLX"), a substance that allegedly can cause cancer under certain circumstances. The plaintiff in the Class Action alleges that Breckenridge duloxetine was therefore economically worthless or worth less than the price she paid, and that Class Members suffered economic injury as a result. Breckenridge denies these allegations.

Am I Affected?

You are a "Class Member" to the Settlement (*i.e.*, part of the "Class") if you are a natural person (*i.e.*, a human being rather than an entity) in the United States and purchased Breckenridge duloxetine between August 4, 2020, and May 22, 2025.

What Does the Settlement Provide?

The proposed Settlement, if approved, would provide: (1) a single payment of \$5 for any Class Member who purchased Breckenridge duloxetine between August 4, 2020, and May 22, 2025; or (2) a single payment of \$7.50 for any Class Member who purchased Breckenridge duloxetine that was subject to a Product Recall (as that term is defined in the Settlement Agreement and Long-Form Notice) between August 4, 2020, and May 22, 2025; or (3) payment of \$10 per prescription of Breckenridge duloxetine that the Class Member purchased during the Class Period and which he or she was unable to use in whole or in part due to a Product Recall initiated *before* May 22, 2025. Class Members will need to provide certain documentation to receive payment, as detailed in the Long-Form Notice and Settlement Agreement available at the Settlement Website, www.BoyerSettlement.com.

In addition, Breckenridge has agreed to establish a program to refund certain purchases of Breckenridge duloxetine that are subject to a recall occurring after May 22, 2025, until at least January 1, 2028.

Breckenridge has also agreed to pay for all costs related to the administration of the Settlement and will pay Class Counsel's reasonable fees and costs, and a Class Representative incentive award for the plaintiff who commenced this Class Action, as ordered by the Court.

How Do I Get a Payment?

You must file and complete a Claim Submission within 60 days after the opening of the Claims Period to receive a payment. Unless there are any appeals, the Claims Period will open 35 days after the Court enters a Final Order and Judgment, which Class Counsel and Breckenridge anticipate will occur shortly after the Fairness Hearing on September 23, 2025. You can go to the Settlement Website, www.BoyerSettlement.com, for updates on the opening of the Claims Period and Claims Submission Deadline and, once the Claims Period opens, to file a claim and submit the required supporting documents online. The website also provides instructions for how to file a claim in hard copy and submit the required supporting documents through the mail.

What Are My Other Options?

- 1. Exclude Yourself by August 18, 2025** – If you are a Class Member but do not want to be included in the Settlement, you must exclude yourself by August 18, 2025. You will get no payment, but you will keep your right to sue Breckenridge and the other released parties about economic loss claims related to this Settlement. The Long-Form Notice available on the Settlement Website explains how to exclude yourself.
- 2. Object by August 18, 2025** – If you remain in the Settlement but do not like it, you can write to the Court by mailing a written objection letter no later than August 18, 2025. The Long-Form Notice available on the Settlement Website explains how to object.
- 3. Attend a Hearing on September 23, 2025** – If you remain in the Settlement but want to speak in Court about the fairness of the Settlement, you can appear at a hearing on September 23, 2025, and ask the Court for permission to speak at that hearing. You can appear on your own behalf or through an attorney, but you do not have to.
- 4. Do Nothing** – If you do nothing, you will remain in the Settlement but will not receive a payment and will give up your right to sue Breckenridge or the other released parties for any economic loss related to Breckenridge duloxetine purchased between August 4, 2020, and May 22, 2025.

For more information, call the Settlement's toll-free number, 1-833-688-8988, or visit the website at www.BoyerSettlement.com.