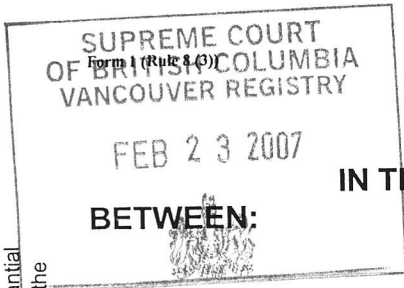


Form 6 - Endorsement on Originating Process for Service Outside British Columbia
The Plaintiff claims the right to serve this Writ and Statement of Claim on the Defendants, Bristol-Myers Squibb Company, outside British Columbia on the ground that the claim concerns a tort committed in British Columbia, and/or concerns contractual obligations, and the contractual obligations, to a substantial extent, were to be performed in British Columbia and/or the contract is for the purchase of property, services or both, for use other than in the course of the purchaser's trade or profession and resulted from a solicitation of business in British Columbia by or on behalf of the seller.



NO. 5071301
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

**EVA SZENDE, EXECUTRIX
OF THE ESTATE OF MARGARET SZENDE**

PLAINTIFF

AND:

**BRISTOL-MYERS SQUIBB CANADA CO.,
and BRISTOL-MYERS SQUIBB COMPANY**

DEFENDANTS

Brought Under the Class Proceedings Act

WRIT OF SUMMONS

(Name and
address of
each
Plaintiff)

**EVA SZENDE
#1 – 2425 Edgemont, Boulevard
North Vancouver, B.C. V7P 2L2**

(Name and
address of
each
Defendant)

**BRISTOL-MYERS SQUIBB CANADA CO.
15th Floor, 1040 West Georgia Street
Vancouver, B.C. V6E 4H8**

**BRISTOL-MYERS SQUIBB COMPANY
345 Park Avenue
New York, New York 10154-0037 USA**

ELIZABETH THE SECOND, by the Grace of God, of the United Kingdom, Canada and Her other Realms and Territories, Queen, Head of the Commonwealth, Defender of the Faith.

TO the Defendant(s): **BRISTOL-MYERS SQUIBB CANADA CO. and BRISTOL-MYERS SQUIBB COMPANY**

TAKE NOTICE that this action has been commenced against you by the Plaintiff(s) for the claim(s) set out in this Writ.

IF YOU INTEND TO DEFEND this action, or if you have a set-off or counterclaim that you wish to have taken into account at the trial, YOU MUST

- (a) GIVE NOTICE of your intention by filing a form entitled "Appearance" in the above registry of this Court, at the address shown below, within the Time for Appearance provided for below and YOU MUST ALSO DELIVER a copy of the "Appearance" to the Plaintiff's address for delivery, which is set out in this writ, and
- (b) if a statement of claim is provided with this writ of summons or is later served on or delivered to you, FILE a Statement of Defence in the above registry of this court within the Time for Defence provided for below and DELIVER a copy of the Statement of Defence to the plaintiff's address for delivery.

YOU OR YOUR SOLICITOR may file the Appearance and the Statement of Defence. You may obtain a form of Appearance at the Registry.

JUDGMENT MAY BE TAKEN AGAINST YOU IF

- (a) YOU FAIL to file the Appearance within the Time for Appearance, provided for below, or
- (b) YOU FAIL to file the Statement of Defence within the Time for Defence provided for below.

TIME FOR APPEARANCE

If this writ is served on a person in British Columbia, the time for appearance by that person is 7 days from the service (not including the day of service).

If this writ is served on a person outside British Columbia, the time for appearance by that person, after service, is 21 days in the case of a person residing anywhere within Canada, 28 days in the case of a person residing in the United States of America, and 42 days in the case of a person residing elsewhere.

[or, if the time for appearance has been set by order of the court, within that time.]

TIME FOR DEFENCE

A Statement of Defence must be filed and delivered to the plaintiff within 14 days after the later of

- (a) the time that the Statement of Claim is served on you (whether with this writ of summons or otherwise) or is delivered to you in accordance with the Rules of Court, and
- (b) the end of the Time for Appearance provided for above.

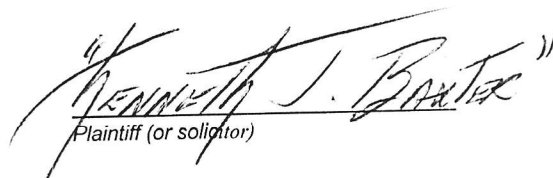
[or, if the time for defence has been set by order of the court, within that time.]

(1) The address of the registry is: 800 Smithe Street, Vancouver, BC V6Z 2E1
(2) The address for delivery is: Lonsdale Quay Plaza #408 - 145 Chadwick Court North Vancouver, BC V7M 3K1 Fax number for delivery (if any): 604-988-3632
(3) The name and office address of the plaintiff's solicitor is: KENNETH J. BAXTER, ESQ. POYNER BAXTER LLP #408 145 Chadwick Court North Vancouver, BC V7M 3K1

The plaintiff's claim is: (or set out a statement of claim in Form 13)

PLEASE SEE ATTACHED STATEMENT OF CLAIM.

February 23, 2007
Dated _____


Plaintiff (or solicitor)