

Federal Court



Cour fédérale

Date: 20220615

Docket: T-1542-12

Ottawa, Ontario, June 15, 2022

PRESENT: Madam Justice McDonald

CLASS PROCEEDING

BETWEEN:

**CHIEF SHANE GOTTFRIEDSON, on behalf of the
TK'EMLUPS TE SECWÉPEMC INDIAN BAND and the
TK'EMLUPS TE SECWÉPEMC INDIAN BAND, and
CHIEF GARRY FESCHUK, on behalf of the SECHELT INDIAN BAND
and the SECHELT INDIAN BAND**

Plaintiffs

and

**HER MAJESTY THE QUEEN IN RIGHT OF CANADA
as represented by THE ATTORNEY GENERAL OF CANADA**

Defendant

ORDER

UPON INFORMAL MOTION by the Plaintiffs for an extension of the May 31, 2022
opt-in period in the Order of February 8, 2022 to June 30, 2022;

AND UPON the consent of the Defendant to the extension of the opt-in period;

THIS COURT ORDERS that:

1. The Additional Opt-in Period for Indian Bands to be added as Class members is extended to June 30, 2022, at 11:59 PST;
2. Pursuant to Rule 334.32(4) of the *Federal Courts Rules*, the Representative Plaintiffs shall provide notice of the extension of the Additional Opt-in Period to all Indian Bands not already Class members as soon as reasonably practicable, by:
 - a. posting information regarding the extension on this class proceeding's websites at www.justicefordayscholars.ca and www.bandreparations.ca; and
 - b. sending an email informing of the extension to all Indian Bands known to Class Counsel, or made known to Class Counsel by the Defendant that are not already Class members;
3. Class Counsel shall produce the following information to the Defendant:
 - a. on or before June 30, 2022, a list of all bands opted in by Friday, June 23, 2022; and
 - b. on or before July 7, 2022, a list of all bands opted in by June 30, 2022, and the basis of the opt-in for all new opt-ins.
4. Notice of any motions related to issues arising out of the opting-in of any new Class members shall be provided by August 5, 2022;

5. The extension and the adjustment of deadlines contained in this Order shall not be relied upon by either party to postpone the trial commencement date of September 6, 2022.

6. There shall be no costs of this motion.

"Ann Marie McDonald"

Judge