

CANADA / JUDGMENT

Heyder v. Canada (Attorney General)

2020 FC 1015

COURT

Federal Court

DECIDED

29 October 2020

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Heyder v. Canada (Attorney General) Court (s) Database Federal Court Decisions Date 2020-10-29 Neutral citation 2020 FC 1015 File numbers T-2111-16, T-460-17 Decision Content Date: 20201029 Dockets: T-2111-16 T-460-17 Citation: 2020 FC 1015 Ottawa, Ontario, October 29, 2020 PRESENT: The Honourable Mr. Justice Fothergill Docket: T-2111-16 BETWEEN: SHERRY HEYDER AMY GRAHAM NADINE SCHULTZ-NIELSEN Plaintiffs and THE ATTORNEY GENERAL OF CANADA Defendant Docket: T-460-17 AND BETWEEN: LARRY BEATTIE Plaintiff and THE ATTORNEY GENERAL OF CANADA Defendant PUBLIC ORDER (Approval of Third Supplementary Agreement) UPON the motion made in writing by the Plaintiffs for an order approving the public and confidential versions of the Third Supplementary Agreement, revoking the appointment of the previous Associate Lead Assessor, appointing a new Associate Lead Assessor, and appointing a roster of Assessors; AND UPON reading the Plaintiffs' motion record; AND UPON being informed of the Defendant's consent to the proposed form of Order; AND UPON being satisfied that it is in the interests of justice to grant the relief sought; THIS COURT ORDERS that: The terms of the Third Supplementary Agreement between the parties, entered into on September 24, 2020, including its Schedules, as attached at Schedule "A" to this Order, are approved; The appointment of Michelle Flaherty to the position of Associate Lead Assessor pursuant to the Second Supplementary Agreement between the parties, and approved by this Court by Order dated February 21, 2020, is revoked; Emily McCarthy is appointed to the position of Associate Lead Assessor. The appointment of the Associate Lead Assessor shall be subject to the terms of appointment set out in Schedule "D" to the Third Supplementary Agreement which forms part of this Order, and she shall be paid in accordance with the rates set out therein; The following individuals are appointed as Roster Assessors. The appointment of each Roster Assessor shall be subject to the terms of appointment set out in Schedule "B" to the Third Supplementary Agreement which forms part of this Order, and each of the Roster Assessors shall be paid in accordance with the rates set out therein; Constance Backhouse Johanne Cavé Brian Eyolfson Christie Jefferson Kathleen Keating Margaret Leighton Wesley Marsden Beverly Moore Patricia O'Connor Naomi Overend Philippe Patry Susan Ross Jay Sengupta No person may bring any action or take any proceeding against the Lead Assessor, Associate Lead Assessor, or any of the Roster Assessors, or any of their employees, agents, partners, associates, representatives, successors, or assigns, for any matter in any way relating to the Final Settlement Agreement, the Supplementary Agreement, the Second Supplementary Agreement and/or the Third

Supplementary Agreement or the implementation thereof, except with leave of this Court on notice to all affected parties. “Simon Fothergill” Judge

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