



Court File No. A-289-20  
(T-1750-19)

**FEDERAL COURT OF APPEAL**

IN:  
CECILIA LA ROSE, by her guardian ad litem Andrea Luciuk, SIERRA RAINÉ ROBINSON, by her guardian ad litem Kim Robinson, SOPHIA SIDAROUS, IRA JAMES REINHART-SMITH, by his guardian ad litem Lindsey Ann Reinhart, MONTAY JESSE BEAUBIEN-DAY, by his guardian ad litem Sarah Dawn Beaubien, SADIE AVA VIPOND, by her guardian ad litem Joseph Conrad Vipond, HAANA EDENSHAW, by her guardian ad litem Jaalen Edenshaw, LUCAS BLAKE PRUD'HOMME, by his guardian ad litem Hugo Prud'homme, ZOE GRAMES-WEBB, by her guardian ad litem Annabel Webb, LAUREN WRIGHT, by her guardian ad litem Heather Wright, SÁJ MILAN GRAY STARCEVICH, by her guardian ad litem Shawna Lynn Gray, MIKAEEL MAHMOOD, by his guardian ad litem Asiya Atcha, ALBERT JÉRÔME LALONDE, by his guardian ad litem Philippe Lalonde, MADELINE LAURENDEAU, by her guardian ad litem Heather Dawn Plett and DANIEL MASUZUMI

APPELLANTS

- and -

HER MAJESTY THE QUEEN IN RIGHT OF CANADA and  
THE ATTORNEY GENERAL OF CANADA

RESPONDENTS

**NOTICE OF APPEAL**

TO THE RESPONDENTS:

A LEGAL PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the appellants. The relief claimed by the appellants appears on the following page.

THIS APPEAL will be heard by the Court at a time and place to be fixed by the Judicial Administrator. Unless the Court directs otherwise, the place of hearing will be as requested by the appellants. The appellants request that this appeal be heard at Vancouver, British Columbia.

IF YOU WISH TO OPPOSE THIS APPEAL, to receive notice of any step in the appeal or to be served with any documents in the appeal, you or a solicitor acting for you must prepare a notice of appearance in Form 341 prescribed by the Federal Courts Rules and serve it on the appellants' solicitor, or where the appellants are

self-represented, on the appellants, WITHIN 10 DAYS of being served with this notice of appeal.

IF YOU INTEND TO SEEK A DIFFERENT DISPOSITION of the order appealed from, you must serve and file a notice of cross-appeal in Form 341 prescribed by the Federal Courts Rules instead of serving and filing a notice of appearance.

Copies of the Federal Courts Rules information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613.992.4238) or at any local office.

IF YOU FAIL TO OPPOSE THIS APPEAL, JUDGMENT MAY BE GIVEN IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.

Date: NOV 24 2020

Issued by: ORIGINAL SIGNED BY  
ALASTAIR HULL  
(Registry Officer)  
**A SIGNED ORIGINAL**

Address of local office: Pacific Centre, PO Box 10065  
3<sup>rd</sup> Floor, 701 West Georgia Street  
Vancouver BC V7Y 1B6

**TO: Her Majesty The Queen in Right of Canada and The Attorney General of Canada**

**Per: Joseph Cheng, Andrew Law,  
Shaun Ramdin and Katrina Longo  
DEPARTMENT OF JUSTICE CANADA  
Ontario Regional Office  
120 Adelaide Street West  
Suite #400  
Toronto ON M5H 1T1  
Tel: 647.256.7481 / Fax: 416.952.4518**

**APPEAL**

THE APPELLANTS APPEAL to the Federal Court of Appeal from the order of the order of The Honourable Mr. Justice Manson dated October 27, 2020 by which the Appellants' Statement of Claim was struck without leave to amend.

THE APPELLANTS ASK that:


1. the appeal be allowed and the Order of the Court below striking the appellants' Statement of Claim without leave to amend be set aside;
2. this Court grant costs of the appeal and of the proceedings in the Court below to the appellants; and
3. this Court grant such further and other relief as the appellants may request and this Honourable Court may permit.

THE GROUNDS OF APPEAL are as follows:

The Judge in the court below erred in law in:

1. finding that the appellants' claims were not justiciable;
2. finding that the appellants' Statement of Claim disclosed no reasonable cause of action;
3. dismissing the claim without leave to amend; and
4. such further grounds as the appellants may advise and this Honourable Court may permit.


November 24, 2020

  
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 Signature of solicitor for the appellants  
**Joseph J. Arvay, O.C., Q.C.,**  
**Catherine Boies Parker, Q.C., and David W. Wu**  
**ARVAY FINLAY LLP**

1512 – 808 Nelson Street  
 Box 12149, Nelson Square  
 Vancouver BC V6Z 2H2  
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 -and-

**Christopher Tollefson and Anthony Ho**  
**TOLLEFSON LAW CORPORATION**  
 700 – 1175 Douglas Street  
 Victoria BC V8W 2E1  
 Tel: 250.888.6074

I HEREBY CERTIFY that the above document is a true copy of  
 the original issued out of / filed in the Court on the \_\_\_\_\_  
 day of NOV 24 2020 A.D. 20 \_\_\_\_  
 Dated this NOV 24 2020 day of \_\_\_\_\_ 20 \_\_\_\_

  
 \_\_\_\_\_  
 ALAN...  
 NOTARY PUBLIC  
 AGENT DU GROSSE