



## FACT SHEET

ETHI COMMITTEE APPEARANCE 2021-05-14

# Judicial Reviews

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### ACTIVE

#### Benjamin Bergen and Dana O’Born (CCI)

Democracy Watch v. Attorney General of Canada (T-915-20) (Federal Court) and Democracy Watch v. Attorney General of Canada (T-916-20) (Federal Court) > Democracy Watch has filed a **motion to continue**. The Attorney General has brought a **cross-motion to strike**.

Democracy Watch has also filed a motion to **consolidate the two applications**, which the Attorney General has consented to. Motions to be heard on May 5, 2021.

### DISMISSED OR DISCONTINUED

#### Commissioners’ appointments

Democracy Watch v. Attorney General of Canada

A-142-19 (2020 FCA 28) > Appeal by Democracy Watch of T-78-18 (2018 FC 1290) and T-80-18 (2018 FC 1291) **dismissed with costs. Leave to Appeal to SCC sought and dismissed without costs** on July 30, 2020.

#### Aga Khan

Democracy Watch v. Attorney General of Canada

A-159-19 (Federal Court of Appeal) > Appeal by the AGC of T-115-18 (2019 FC 388). Appeal successful in the FCA (2020 FCA 69). **Leave to appeal to SCC sought and dismissed with costs** by SCC on October 15, 2020.

#### Apotex

Democracy Watch v. Attorney General of Canada

T-366-18 (Federal Court) > Judicial review **has been discontinued on October 30, 2020**, following the SCC denial of leave to appeal in the Aga Khan case.

#### Clearwater Seafoods

Democracy Watch v. Attorney General of Canada

T-702-19 (Federal Court) > Judicial review was suspended awaiting results in the Aga Khan judicial review. Judicial review **was discontinued** on October 30, 2020.

