

November 10, 2005

Le 10 Novembre 2005

Coram: Major, Fish and Abella JJ.

Coram : Les juges Major, Fish et Abella

BETWEEN:

ENTRE :

Her Majesty the Queen in Right of the
Province of Alberta

Sa Majesté la Reine du chef de la province
de l'Alberta

Applicant

Demanderesse

- and -

- et -

Shirley Adrian, Debbie Anderson, Richard
Edward Auten, James Edgar Baker,
Constance Doreen Baker, Jeff Beeston,
Isabell Bresse, John Bresse, Harry Chichak,
Brian Edwin Ferguson, Ron George, Janice
Patricia Hammond, Delores Hickmott, Gary
Hickmott, James Milton Jobe, Brian W.
Johnson, Wendy Lee Ramey, Marlene
Dorothy Keep, Dennis Keep, Carol Dianne
Knott, Byron Knott, Laura Catherine
Kristianson, Ralph Samuel Kristianson,
Kimberly Ann Lebeuf, Alexander Patrick
Nowosad, Elena Ricioppo, Dalvino
Ricioppo, Shannon Ricketts, Kevin Roe,
Kathy Romaniw, Ellen Sanderson, Jean
Darlene Snipes, Richard Joseph Lipscombe,

Shirley Adrian, Debbie Anderson, Richard
Edward Auten, James Edgar Baker,
Constance Doreen Baker, Jeff Beeston,
Isabell Bresse, John Bresse, Harry Chichak,
Brian Edwin Ferguson, Ron George, Janice
Patricia Hammond, Delores Hickmott, Gary
Hickmott, James Milton Jobe, Brian W.
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Kimberly Ann Lebeuf, Alexander Patrick
Nowosad, Elena Ricioppo, Dalvino
Ricioppo, Shannon Ricketts, Kevin Roe,
Kathy Romaniw, Ellen Sanderson, Jean
Darlene Snipes, Richard Joseph Lipscombe,
Deborah Anne Stabryla, Elizabeth Treau,
Guiseppe Volpe, June Volpe, et John Does
1 à 100 et Jane Does 1 à 100

Deborah Anne Stabryla, Elizabeth Treau,
Guiseppe Volpe, June Volpe, and John Does
1 to 100 and Jane Does 1 to 100

Intimés

Respondents

AND BETWEEN:

ET ENTRE :

Attorney General of Canada as represented
by the Minister of Health for Canada

Procureur général du Canada représenté par
le ministre de Santé Canada

Applicant

Demandeur

- et -

- and -

Shirley Adrian, Debbie Anderson, Richard Edward Auten, James Edgar Baker, Constance Doreen Baker, Jeff Beeston, Isabell Bresse, John Bresse, Harry Chichak, Brian Edwin Ferguson, Ron George, Janice Patricia Hammond, Delores Hickmott, Gary Hickmott, James Milton Jobe, Brian W. Johnson, Wendy Lee Ramey, Marlene Dorothy Keep, Dennis Keep, Carol Dianne Knott, Byron Knott, Laura Catherine Kristianson, Ralph Samuel Kristianson, Kimberly Ann Lebeuf, Alexander Patrick Nowosad, Elena Ricioppo, Dalvino Ricioppo, Shannon Ricketts, Kevin Roe, Kathy Romaniw, Ellen Sanderson, Jean Darlene Snipes, Richard Joseph Lipscombe, Deborah Anne Stabryla, Elizabeth Treau, Guiseppe Volpe, June Volpe, and John Does 1 to 100 and Jane Does 1 to 100

Respondents

JUDGMENT

The applications for leave to appeal from the judgment of the Court of Appeal of Alberta (Edmonton), Numbers 0303-0080-AC and 0303-0083-AC, dated May 3, 2004, are dismissed with costs.

Shirley Adrian, Debbie Anderson, Richard Edward Auten, James Edgar Baker, Constance Doreen Baker, Jeff Beeston, Isabell Bresse, John Bresse, Harry Chichak, Brian Edwin Ferguson, Ron George, Janice Patricia Hammond, Delores Hickmott, Gary Hickmott, James Milton Jobe, Brian W. Johnson, Wendy Lee Ramey, Marlene Dorothy Keep, Dennis Keep, Carol Dianne Knott, Byron Knott, Laura Catherine Kristianson, Ralph Samuel Kristianson, Kimberly Ann Lebeuf, Alexander Patrick Nowosad, Elena Ricioppo, Dalvino Ricioppo, Shannon Ricketts, Kevin Roe, Kathy Romaniw, Ellen Sanderson, Jean Darlene Snipes, Richard Joseph Lipscombe, Deborah Anne Stabryla, Elizabeth Treau, Guiseppe Volpe, June Volpe, et John Does 1 à 100 et Jane Does 1 à 100

Intimés

JUGEMENT

Les demandes d'autorisation d'appel de l'arrêt de la Cour d'appel de l'Alberta (Edmonton), numéros 0303-0080-AC et 0303-0083-AC, daté du 3 mai 2004, sont rejetées avec dépens.

J.S.C.C.
J.C.S.C.