

June 28, 2012

Le 28 juin 2012

Coram: McLachlin C.J. and Rothstein and
Moldaver JJ.

Coram : La juge en chef McLachlin et les
juges Rothstein et Moldaver

BETWEEN:

ENTRE :

Microcell Communications Inc., Microcell
Solutions Inc., Fido Solutions Inc., Rogers
Inc. and Rogers Wireless Inc.

Microcell Communications Inc., Microcell
Solutions Inc., Fido Solutions Inc., Rogers
Inc. et Rogers Sans-fil inc.

Applicants

Demandereses

- and -

- et -

Mark Frey, Trudy Bethel, Bryan
Pawlachuk, Nathalie Pawlachuk, D & S
Homes Ltd., Dorothy Dietz, John Dietz,
Neil MacDonald, Neil Woolston, Erik
Doucet, Betty Lou Gaudette, Anna Hanson,
Julie Elkerton, Gregory Teed, Scott
Andrews, David Musarai, Mark Burke,
Rozanne Aquin, Jeff Parent, Corey
Oppebeon, John Fearon, Nevin Low, Jerry
Karatash, Jennifer Evenson, Danielle
Favreau, Jeff Ledding, Terese
Hafichuk-Walkin, Jessica Cordingley,
Alison Weinberger, Terry Parker, Carol
Walker, Cindy Belton, Leigh Edmunds,
Lauren Tomashich, Stan Pappas, Amanda
Donald, Richard Skuce, Lant Lutterodt,
Shelley Frank, Steve Drover, Jon Gillis and
Michael Lucas

Mark Frey, Trudy Bethel, Bryan Pawlachuk,
Nathalie Pawlachuk, D & S Homes Ltd.,
Dorothy Dietz, John Dietz, Neil MacDonald,
Neil Woolston, Erik Doucet, Betty Lou
Gaudette, Anna Hanson, Julie Elkerton,
Gregory Teed, Scott Andrews, David
Musarai, Mark Burke, Rozanne Aquin, Jeff
Parent, Corey Oppebeon, John Fearon, Nevin
Low, Jerry Karalash, Jennifer Evenson,
Danielle Favreau, Jeff Ledding, Terese
Hafichuk-Walkin, Jessica Cordingley, Alison
Weinberger, Terry Parker, Carol Walker,
Cindy Belton, Leigh Edmunds, Lauren
Tomashich, Stan Pappas, Amanda Donald,
Richard Skuce, Lant Lutterodt, Shelley
Frank, Steve Drover, Jon Gillis et Michael
Lucas

Respondents

Intimés

AND BETWEEN:

ET ENTRE :

Telus Corporation, Telus Mobility, B.C.
Tel, Telus Communications (B.C.) Inc.,

Société Telus, Telus Mobilité, B.C. Tel, Telus
Communications (C.-B.) Inc., Clearnet

No. 34618

Clearnet Communications Inc. and Alberta
Government Telephones

Communications Inc. et Alberta Government
Telephones

Applicants

Demandereses

- and -

- et -

Mark Frey, Trudy Bethel, Bryan
Pawlachuk, Nathalie Pawlachuk, D & S
Homes Ltd., Dorothy Dietz, John Dietz,
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Richard Skuce, Lant Lutterodt, Shelley
Frank, Steve Drover, Jon Gillis et Michael
Lucas

Respondents

Intimés

AND BETWEEN:

ET ENTRE :

Bell Aliant Regional Communications,
Limited Partnership

Bell Aliant Communications régionales,
société en commandite

Applicant

Demanderesse

- and -

- et -

Mark Frey, Trudy Bethel, Bryan
Pawlachuk, Nathalie Pawlachuk, D & S

Mark Frey, Trudy Bethel, Bryan Pawlachuk,
Nathalie Pawlachuk, D & S Homes Ltd.,

Homes Ltd., Dorothy Dietz, John Dietz, Neil MacDonald, Neil Woolston, Erik Doucet, Betty Lou Gaudette, Anna Hanson, Julie Elkerton, Gregory Teed, Scott Andrews, David Musarai, Mark Burke, Rozanne Aquin, Jeff Parent, Corey Oppebeon, John Fearon, Nevin Low, Jerry Karalash, Jennifer Evenson, Danielle Favreau, Jeff Ledding, Terese Hafichuk-Walkin, Jessica Cordingley, Alison Weinberger, Terry Parker, Carol Walker, Cindy Belton, Leigh Edmunds, Lauren Tomashich, Stan Pappas, Amanda Donald, Richard Skuce, Lant Lutterodt, Shelley Frank, Steve Drover, Jon Gillis and Michael Lucas

Respondents

AND BETWEEN:

Saskatchewan Telecommunications and Saskatchewan Telecommunications Holding Corporation

Applicants

- and -

Mark Frey, Trudy Bethel, Bryan Pawlachuk, Nathalie Pawlachuk, D & S Homes Ltd., Dorothy Dietz, John Dietz, Neil MacDonald, Neil Woolston, Erik Doucet, Betty Lou Gaudette, Anna Hanson, Julie Elkerton, Gregory Teed, Scott Andrews, David Musarai, Mark Burke, Rozanne Aquin, Jeff Parent, Corey Oppebeon, John Fearon, Nevin Low, Jerry Karalash, Jennifer Evenson, Danielle Favreau, Jeff Ledding, Terese

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Saskatchewan Telecommunications et Saskatchewan Telecommunications Holding Corporation

Demandereses

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No. 34618

Hafichuk-Walkin, Jessica Cordingley,
Alison Weinberger, Terry Parker, Carol
Walker, Cindy Belton, Leigh Edmunds,
Lauren Tomashich, Stan Pappas, Amanda
Donald, Richard Skuce, Lant Lutterodt,
Shelley Frank, Steve Drover, Jon Gillis and
Michael Lucas

Respondents

AND BETWEEN:

Bell Mobility Inc.

Applicant

- and -

Mark Frey, Trudy Betthel, Bryan
Pawlachuk, Nathalie Pawlachuk, D & S
Homes Ltd., Dorothy Dietz, John Dietz,
Neil MacDonald, Neil Woolston, Erik
Doucet, Betty Lou Gaudette, Anna Hanson,
Julie Elkerton, Gregory Teed, Scott
Andrews, David Musarai, Mark Burke,
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Lauren Tomashich, Stan Pappas, Amanda
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Respondents

AND BETWEEN:

Weinberger, Terry Parker, Carol Walker,
Cindy Belton, Leigh Edmunds, Lauren
Tomashich, Stan Pappas, Amanda Donald,
Richard Skuce, Lant Lutterodt, Shelley
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Intimés

ET ENTRE :

Bell Mobilité Inc.

Demanderesse

- et -

Mark Frey, Trudy Betthel, Bryan Pawlachuk,
Nathalie Pawlachuk, D & S Homes Ltd.,
Dorothy Dietz, John Dietz, Neil MacDonald,
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Intimés

ET ENTRE :

MTS Communications Inc.

MTS Communications Inc.

Applicant

Demanderesse

- and -

- et -

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Respondents

Intimés

JUDGMENT

JUGEMENT

The applications for leave to appeal from the judgment of the Court of Appeal for Saskatchewan, Numbers 1519, 1521, 1522, 1599, 1523, 1598, 1524 and 1525, 2011 SKCA 136, dated November 15, 2011, are dismissed with costs.

Les demandes d'autorisation d'appel de l'arrêt de la Cour d'appel de la Saskatchewan, numéros 1519, 1521, 1522, 1599, 1523, 1598, 1524, 1525, 2011 SKCA 136, daté du 15 novembre 2011, sont rejetées avec dépens.

C.J.C.
J.C.C.