

April 23, 2009

Le 23 avril 2009

Coram: Binnie, Fish and Charron JJ.

Coram : Les juges Binnie, Fish et Charron

**BETWEEN:**

**ENTRE :**

International Association of Machinists and  
Aerospace Workers, Local Lodge No. 99

International Association of Machinists and  
Aerospace Workers, Local Lodge No. 99

Applicant

Demanderesse

- and -

- et -

Finning International Inc., Tracker Logistics  
Inc. and National Automobile, Aerospace,  
Transportation and General Workers Union  
of Canada (CAW-Canada), Local No. 4050

Finning International Inc., Tracker Logistics  
Inc. et National Automobile, Aerospace,  
Transportation and General Workers Union  
of Canada (CAW-Canada), Local No. 4050

Respondents

Intimés

- and -

- et -

Alberta Labour Relations Board

Alberta Labour Relations Board

Intervener

Intervenant

**JUDGMENT**

**JUGEMENT**

The application for leave to appeal from the judgment of the Court of Appeal of Alberta (Edmonton), Number 0703-0233-AC, 2008 ABCA 400, dated December 2, 2008, is dismissed with costs to the respondents Finning International Inc. and Tracker Logistics Inc.

La demande d'autorisation d'appel de l'arrêt de la Cour d'appel de l'Alberta (Edmonton), numéro 0703-0233-AC, 2008 ABCA 400, daté du 2 décembre 2008, est rejetée avec dépens en faveur des intimées Finning International Inc. et Tracker Logistics Inc.

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