No. 33482

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| December 2, 2010 |  | Le 2 décembre 2010 |
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| Coram: McLachlin C.J. and Abella and Rothstein JJ. |  | Coram : La juge en chef McLachlin et les juges Abella et Rothstein |
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| BETWEEN:  Standing Buffalo Dakota First Nation, Chief Rodger Redman, Councillor Wayne Goodwill, Councillor Dion Yuzicappi, Councillor Vergil Bear, Councillor Herman Goodpipe, Councillor Stella Isnana and Councillor Conrad Tawiyaka as representatives of the Members of Standing Buffalo Dakota First Nation  Applicants  - and -  TransCanada Keystone Pipeline GP Ltd., Canadian Association of Petroleum Producers and National Energy Board  Respondents  - and -    Attorney General of Canada  Intervener |  | ENTRE :  Standing Buffalo Dakota First Nation, Chief Rodger Redman, Councillor Wayne Goodwill, Councillor Dion Yuzicappi, Councillor Vergil Bear, Councillor Herman Goodpipe, Councillor Stella Isnana et Councillor Conrad Tawiyaka as representatives of the Members of Standing Buffalo Dakota First Nation  Demandeurs  - et -  TransCanada Keystone Pipeline GP Ltd., Canadian Association of Petroleum Producers et National Energy Board  Intimés  - et -    Procureur général du Canada  Intervenant |
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| JUDGMENT  The application for leave to appeal from the judgment of the Federal Court of Appeal, Number A-542-08, 2009 FCA 308, dated October 23, 2009, is dismissed with costs to the respondent TransCanada Keystone Pipeline GP Ltd. |  | JUGEMENT  La demande d’autorisation d’appel de l’arrêt de la Cour d’appel fédérale, numéro A-542-08, 2009 CAF 308, daté du 23 octobre 2009, est rejetée avec dépens en faveur de l’intimée TransCanada Keystone Pipeline GP Ltd. |

C.J.C.

J.C.C.