

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

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,  
Neil MacDonald, Neil Woolston, Erik  
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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

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Respondents

Intimés

**AND BETWEEN:**

**ET ENTRE :**

Saskatchewan Telecommunications and Saskatchewan Telecommunications Holding Corporation

Saskatchewan Telecommunications et Saskatchewan Telecommunications Holding Corporation

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 Karalash, Jennifer Evenson, Danielle Favreau, Jeff Ledding, Terese

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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  
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Shelley Frank, Steve Drover, Jon Gillis and  
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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 :**

Bell Mobility Inc.

Bell Mobilité Inc.

Applicant

Demanderesse

- and -

- et -

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

Respondents

Intimés

**AND BETWEEN:**

**ET ENTRE :**

MTS Communications Inc.

MTS Communications Inc.

Applicant

Demanderesse

- 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 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

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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.