

February 25, 2021

Le 25 février 2021

BETWEEN:

ENTRE :

Mohammed Al-Ghamdi

Mohammed Al-Ghamdi

Applicant

Demandeur

- and -

- et -

College and Association of Registered Nurses of Alberta, Canadian Medical Protective Association, Trevor William Theman the registrar of the College of Physicians and Surgeons of Alberta, Bennett Jones Law Firm, Simon Johnson, Gowling WLG (Canada) LLP, Walter McKall, James R. Sproule, Peace Country Health (formerly Health Region #8), Peace Country Health, a Corporation constituted under the Regional Health Authorities Act, Queen Elizabeth II Hospital and Queen Elizabeth II Hospital, Alberta Health Services, formerly known as Capital Health, Alberta Health Services, Chris Eagle, Verna Yiu, Rollie Nichol, Kevin Worry, James Pope, Albert Harmse, Peter Miles and his partners in Grande Prairie Surgeons Office, Richard Beeknian, Liam McGowan, Bryn Alexander Watson, Joseph Sendziak, Raubenheimer Denkema and his partners in the Grande Prairie Orthopaedic

College and Association of Registered Nurses of Alberta, Association canadienne de protection médicale, Trevor William Theman le registraire du College of Physicians and Surgeons of Alberta, Bennett Jones Law Firm, Simon Johnson, Gowling WLG (Canada) LLP, Walter McKall, James R. Sproule, Peace Country Health (auparavant Health Region #8), Peace Country Health, constituée sous le régime de la Regional Health Authorities Act, Queen Elizabeth II Hospital et Queen Elizabeth II Hospital, Alberta Health Services, auparavant connus sous le nom de Capital Health, Alberta Health Services, Chris Eagle, Verna Yiu, Rollie Nichol, Kevin Worry, James Pope, Albert Harmse, Peter Miles et ses associés du Grande Prairie Surgeons Office, Richard Beeknian, Liam McGowan, Bryn Alexander Watson, Joseph Sendziak, Raubenheimer Denkema et ses associés du Grande Prairie Orthopaedic Surgeons Group, Wynand

Surgeons Group, Wynand Wessels, Sandra Corbett, Joan Libsekal, Sean Chilton, Marie Johnson, Rita Young, Gail Coristine, Tracey Rice, Chris Bowes, Don Hunt, David Dawson, Doug Perry, Bryce Henderson, Carol Rowntree, Oluwatosin Akindapo Akinbiyi, Scott Wesley Wiens, Saifee Rashid, Ivan Bernardo, Miller Thomson Law Firm, Corne Booyesen, Alika Lafontaine, Chantelle Peter, Carin Strydom, Robert K. Staples, Ronald St. Germaine, Brian Muir, Brent Piepgrass, Mary Nasdekin, Theresa Jordan, Michelle Derewianko, Kathy Miller, Avisha Narnaware, Amber Cheveldave, Ashley Much, Belenda Parsons, Cheryl Mayer, Cindy Wendorf, Deb Magusin, Ferne Lacey-Shor, Jill Keddie, Denise Giebelhaus-Graw, Jill Lynk, Sheila Dorschied, Alan Hansen, Jody Fredrickson, Doug Parsons, Beatrice Scott, Melissa Thompson, Michelle Tolton, Carol Uhryn, Kerianne Dunlap, Atara Hustler, Stephanie Malekoff, Barb Vanachte, Desire Pullishy, Ginger Krause, Heather Halwa, Nichole Ressler, Shane Ray, Shawindra Parmar, Wanda Hobbs, Phyllis Pyke, Daniella Mueller, Sheila Dykhuizen, Vickie Kaminski, Deb Gordon, Holly Ljuden, Manish Joshi, Bonny Nelson, Cheryl Meriot, William Hondas, Karen Espersen, Jason Becker, Karen Bouman, Trevor William Theman, James West, Owen Robert Heisler, Kate Reed, Craig Boyer, College of Physicians and Surgeons of Alberta, John Doe and Jane Doe

Respondents

JUDGMENT

Wessels, Sandra Corbett, Joan Libsekal, Sean Chilton, Marie Johnson, Rita Young, Gail Coristine, Tracey Rice, Chris Bowes, Don Hunt, David Dawson, Doug Perry, Bryce Henderson, Carol Rowntree, Oluwatosin Akindapo Akinbiyi, Scott Wesley Wiens, Saifee Rashid, Ivan Bernardo, Miller Thomson Law Firm, Corne Booyesen, Alika Lafontaine, Chantelle Peter, Carin Strydom, Robert K. Staples, Ronald St. Germaine, Brian Muir, Brent Piepgrass, Mary Nasdekin, Theresa Jordan, Michelle Derewianko, Kathy Miller, Avisha Narnaware, Amber Cheveldave, Ashley Much, Belenda Parsons, Cheryl Mayer, Cindy Wendorf, Deb Magusin, Ferne Lacey-Shor, Jill Keddie, Denise Giebelhaus-Graw, Jill Lynk, Sheila Dorschied, Alan Hansen, Jody Fredrickson, Doug Parsons, Beatrice Scott, Melissa Thompson, Michelle Tolton, Carol Uhryn, Kerianne Dunlap, Atara Hustler, Stephanie Malekoff, Barb Vanachte, Desire Pullishy, Ginger Krause, Heather Halwa, Nichole Ressler, Shane Ray, Shawindra Parmar, Wanda Hobbs, Phyllis Pyke, Daniella Mueller, Sheila Dykhuizen, Vickie Kaminski, Deb Gordon, Holly Ljuden, Manish Joshi, Bonny Nelson, Cheryl Meriot, William Hondas, Karen Espersen, Jason Becker, Karen Bouman, Trevor William Theman, James West, Owen Robert Heisler, Kate Reed, Craig Boyer, College of Physicians and Surgeons of Alberta, M. Untel et Mme Unetelle

Intimés

JUGEMENT

The application for leave to appeal from the judgment of the Court of Appeal of Alberta (Edmonton), Number 1703-0325-AC, 2020 ABCA 81, dated February 27, 2020, is dismissed with costs to the respondents, Alberta Health Services, Alberta Health Services, formerly known as Capital Health, Chris Eagle, Verna Yiu, Rollie Nichol, Kevin Worry, James Pope, Albert Harmse, Peter Miles and his partners in Grande Prairie Surgeons Office, Richard Beeknian, Liam McGowan, Bryn Alexander Watson, Joseph Sendziak, Raubenheimer Denkema and his partners in the Grande Prairie Orthopaedic Surgeons Group, Wynand Wessels, Sandra Corbett, Joan Libsekal, Sean Chilton, Marie Johnson, Rita Young, Gail Coristine, Tracey Rice, Chris Bowes, Don Hunt, Ronald St. Germaine, Brian Muir, Brent Piepgrass, Mary Nasdekin, Theresa Jordan, Michelle Derewianko, Kathy Miller, Amber Cheveldave, Ashley Much, Belenda Parsons, Cheryl Mayer, Cindy Wendorf, Deb Magusin, Ferne Lacey-Shor, Jill Keddie, Denise Giebelhaus-Graw, Jill Lynk, Sheila Dorschied, Alan Hansen, Jody Fredrickson, Doug Parsons, Beatrice Scott, Melissa Thompson, Michelle Tolton, Carol Uhryn, Kerianne Dunlap, Atara Hustler, Stephanie Malekoff, Barb Vanachte, Desire Pullishy, Ginger Krause, Heather Halwa, Nichole Ressler, Shane Ray, Shawindra Parmar, Wanda Hobbs, Phyllis Pyke, Daniella Mueller, Sheila Dykhuizen, Vickie Kaminski, Deb Gordon, Holly Ljuden, Manish Joshi, Bonny Nelson, Cheryl Meriot, William Hondas, Karen Espersen, Jason Becker, Karen Bouman, Owen Robert Heisler, Kate Reed, James West, College and Association of Registered Nurses of Alberta, Oluwatosin Akindapo Akinbiyi, Scott Wesley Wiens,

La demande d'autorisation d'appel de l'arrêt de la Cour d'appel de l'Alberta (Edmonton), numéro 1703-0325-AC, 2020 ABCA 81, daté du 27 février 2020, est rejetée avec dépens en faveur des intimés, Alberta Health Services, Alberta Health Services, auparavant connus sous le nom de Capital Health, Chris Eagle, Verna Yiu, Rollie Nichol, Kevin Worry, James Pope, Albert Harmse, Peter Miles et ses associés du Grande Prairie Surgeons Office, Richard Beeknian, Liam McGowan, Bryn Alexander Watson, Joseph Sendziak, Raubenheimer Denkema et ses associés du Grande Prairie Orthopaedic Surgeons Group, Wynand Wessels, Sandra Corbett, Joan Libsekal, Sean Chilton, Marie Johnson, Rita Young, Gail Coristine, Tracey Rice, Chris Bowes, Don Hunt, Ronald St. Germaine, Brian Muir, Brent Piepgrass, Mary Nasdekin, Theresa Jordan, Michelle Derewianko, Kathy Miller, Amber Cheveldave, Ashley Much, Belenda Parsons, Cheryl Mayer, Cindy Wendorf, Deb Magusin, Ferne Lacey-Shor, Jill Keddie, Denise Giebelhaus-Graw, Jill Lynk, Sheila Dorschied, Alan Hansen, Jody Fredrickson, Doug Parsons, Beatrice Scott, Melissa Thompson, Michelle Tolton, Carol Uhryn, Kerianne Dunlap, Atara Hustler, Stephanie Malekoff, Barb Vanachte, Desire Pullishy, Ginger Krause, Heather Halwa, Nichole Ressler, Shane Ray, Shawindra Parmar, Wanda Hobbs, Phyllis Pyke, Daniella Mueller, Sheila Dykhuizen, Vickie Kaminski, Deb Gordon, Holly Ljuden, Manish Joshi, Bonny Nelson, Cheryl Meriot, William Hondas, Karen Espersen, Jason Becker, Karen Bouman, Owen Robert Heisler, Kate Reed, James West, College and Association of Registered Nurses of Alberta, Oluwatosin Akindapo Akinbiyi, Scott Wesley Wiens, Corne Booyesen, Alika Lafontaine, Chantelle Peter, Carin Strydom,

Corne Booyesen, Alika Lafontaine, Chantelle Peter, Carin Strydom, Robert K. Staples, Avisha Narnaware, David Dawson, Doug Perry, Bryce Henderson, Carol Rowntree, Saifee Rashiq and Gowling WLG (Canada) LLP, and College of Physicians and Surgeons of Alberta in relation to the Court of Queen's Bench of Alberta Action No. 1504 00079, and Trevor William Theman in relation to the Court of Queen's Bench of Alberta Action No. 1504 00079.

Robert K. Staples, Avisha Narnaware, David Dawson, Doug Perry, Bryce Henderson, Carol Rowntree, Saifee Rashiq et Gowling WLG (Canada) LLP, et College of Physicians and Surgeons of Alberta en ce qui concerne l'action N° 1504 00079 de la Cour du Banc de la Reine de l'Alberta, et Trevor William Theman en ce qui concerne l'action N° 1504 00079 de la Cour du Banc de la Reine de l'Alberta.

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