

Federal Court



Cour fédérale

April 29, 2024

BY E-MAIL**Counsel for the Plaintiffs (Xavier Moushoom et al.):**David Sterns: dsterns@sotosllp.comMohsen Seddigh: mseddigh@sotosllp.comRobert Kugler: rkugler@kklex.com**Counsel for the Plaintiff (Assembly of First Nations et al.):**Dianne G. Corbiere: dgcorbiere@nncfirm.caGeoffrey Cowper KC: gcowper@fasken.comNathan Surkan: nsurkan@fasken.comPeter Mantas: pmantas@fasken.comStuart Wutke: stuartw@afn.ca**Counsel for the Defendant (Attorney General of Canada):**Sarah Clarke: sarah@childandfamilylaw.caDavid Taylor: DTaylor@conwaylitigation.ca**Counsel for the Defendant (Attorney General of Canada):**Paul Vickery: Paul.Vickery@justice.gc.caJonathan Tarlton: Jonathan.Tarlton@justice.gc.caSarah-Dawn Norris: Sarah-Dawn.Norris@justice.gc.caChristopher Rupar: Christopher.Rupar@justice.gc.ca

Dear counsel:

**RE: XAVIER MOUSHOOM et al. v. THE ATTORNEY GENERAL OF CANADA
ASSEMBLY OF FIRST NATIONS ET AL v. HMK
ASSEMBLY OF FIRST NATIONS ET AL. v. AGC**

File No: T-402-19, T-141-20 & T-1120-21

This will confirm the Directions of the Court (The Honourable Madam Justice Aylen – Case Management Judge) issued on April 29, 2024:

“The Caring Society’s responding motion material on the motion for approval of the first claims process shall be temporarily treated by the Registry as confidential and not made available to the public. The parties shall have until 4:00 pm (Eastern) on Thursday, May 2, 2024 to bring a motion for a confidentiality order should they take the position that any portion of the Caring Society’s responding motion materials should be treated as confidential on a permanent basis. In the event that such a motion is filed, the responding motion materials shall continue to be treated by the Registry as confidential until the determination of the motion. In the event that no motion is filed, the Registry shall cease treating the responding motion materials as confidential.”

The Court confirms that the Caring Society has agreed, on a without prejudice basis, to not publicly post their responding motion materials prior to end of day on May 2, 2024. In the event that the parties bring a motion for a confidentiality order, they shall communicate with the Caring Society to determine whether the Caring Society will voluntarily agree to extend the non-posting of their material pending the determination of the motion and again without prejudice to their rights.”

Kind Regards,

Jonathan Macena
Senior Registry Officer