

**FEDERAL COURT**

B E T W E E N:

**ATTORNEY GENERAL OF CANADA**

APPLICANT/MOVING PARTY

- and -

**FIRST NATIONS CHILD AND FAMILY CARING SOCIETY OF CANADA,  
ASSEMBLY OF FIRST NATIONS, CANADIAN HUMAN RIGHTS  
COMMISSION, CHIEFS OF ONTARIO, AMNESTY INTERNATIONAL  
and NISHNAWBE ASKI NATION**

RESPONDENTS/RESPONDING PARTIES

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**BILL OF COSTS**

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**NAHWEGAHBOW, CORBIERE**

Genoodmagejig/Barristers & Solicitors

**David C. Nahwegahbow**, IPC, LSM

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**ASSEMBLY OF FIRST NATIONS**

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Co-Counsel for the Respondent/Responding  
Party,

**Assembly of First Nations**

Co-Counsel for the Respondent/Responding  
Party,

**Assembly of First Nations**

**Tariff B – Counsel Fees:**

Item	Assessable Service	Column III Units	No. of Units Sought	Off	Allowed
	<b>A. Originating Documents and Other Pleadings</b>				
2	Preparation and filing of all defences, replies, counterclaims or respondents' records and materials. <i>AFN filed five (5) affidavits which should warrant double max units</i>	4 - 7	14		
	<b>B. Motions</b>				
5	Preparation and filing of a contested motion, including materials and responses thereto.	3 – 7	7		
6	Appearance on a motion, per hour. <u>First Counsel:</u> <i>7 hours x 3 units per hour, November 25, 2019</i> <i>3 hours x 3 units per hour, November 26, 2019</i> <u>Second Counsel:</u> <i>7 hours x 3 units per hour, November 25, 2019</i> <i>3 hours x 3 units per hour, November 26, 2019</i>	1 – 3	60		
	<b>C. Discovery and Examinations</b>				
8	Preparation for an examination, including examinations for discovery, on affidavits, and in aid of execution.	2 - 5	5		
9	Attending on examinations, per hour. <u>First Counsel:</u> <i>2 hours x 3 units per hour, November 14, 2019</i> <u>Second Counsel:</u> <i>2 hours x 3 units per hour, November 14, 2019</i>	0 – 3	12		
	<b>D. Pre-Trial and Pre-Hearing Procedures</b>				
10	Preparation for conference, including memorandum	3 - 6	6		
11	Attendance at conference, per hour.	1 – 3	18		

	<p><u>First Counsel:</u> 2 hours x 3 units per hour, October 25, 2019</p> <p><u>Second Counsel:</u> 2 hours x 3 units per hour, October 25, 2019</p> <p><u>Third Counsel:</u> 2 hours x 3 units per hour, October 25, 2019</p>				
13	Counsel fee:				
	<p>a) preparation for trial or hearing, whether or not the trial or hearing proceeds, including correspondence, preparation of witnesses, issuance of subpoenas and other services not otherwise particularized in this Tariff; and</p> <p><u>First Counsel:</u> 5 units</p> <p><u>Second Counsel:</u> 5 units</p>	2 - 5	10		
	<p>b) preparation for trial or hearing, per day in Court after the first day.</p> <p><u>First Counsel:</u> 3 Units for November 26, 2019</p> <p><u>Second Counsel:</u> 3 units for November 26, 2019</p>	2 – 3	6		
<b>E. Trial or Hearing</b>					
14	Counsel fee:				
	<p>a) to first counsel, per hour in Court; and</p> <p><u>First Counsel:</u> 7 hours x 3 units per hour, November 25, 2019</p> <p>3 hours x 3 units per hour, November 26, 2019</p>	2 - 3	30		
	<p>a) to second counsel, where Court directs, 50% of the amount calculated under paragraph (a).</p> <p><u>Second Counsel:</u> 7 hours x 3 units per hour, November 25, 2019</p>		15		

	<i>3 hours x 3 units per hour, November 26, 2019</i>				
15	Preparation and filing of written argument, where requested or permitted by the Court. <i>First Counsel: 7 units for Submissions on Costs Second Counsel: 7 units for Submissions on Costs</i>	3 - 7	14		
<b>G. Miscellaneous</b>					
24	Travel by counsel to attend a trial, hearing, motion, examination or analogous procedure, at the discretion of the Court. <i>First Counsel: 3 hours x 5 units per hour, November 13, 2019 3 hours x 5 units per hour, November 14, 2019</i>	1 – 5	30		
25	Services after judgment not otherwise specified. <i>Arrangements for Peter Grant Cross-Examination</i>	1	1		
28	Services in a province by students-at-law, law clerks or paralegals that are of a nature that the law society of that province authorizes them to render, 50% of the amount that would be calculated for a solicitor. <i>Services provided by Senior Law Clerk 18 hours x 0.5 unit per hour Services provided by Student-at-Law 2 hours x 0.5 unit per hour</i>		10		

Subtotal **238** units x \$150.00 per unit = \$35,700.00

Total Counsel Fees = \$35,700.00

**Tariff B – Disbursements:**

Item	Amounts Claimed	Off	Allowed
Online Research (Quicklaw)	\$535.00		
Transaction Levy (Application/Notice of App.)	\$100.00		
Binding/Digital Material	\$5.75		
Photocopies/Printing	\$99.00		
Conference Call Charges	\$94.79		
Total Disbursements	\$834.54		
13% HST	\$0.00		

Total Disbursements = \$834.54

**Total Counsel Fees and Disbursements = \$36,534.54**