



Court File No T-360324

FEDERAL COURT

FEDERAL COURT COUR FÉDÉRALE	
DEC 20 2024	
FILED	RECEIVED
REGISTRY OFFICER	
WINNIPEG, MB	PDI Applicant

ATTORNEY GENERAL OF CANADA

and

K. Gravel

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

Respondents

NOTICE OF APPLICATION FOR JUDICIAL REVIEW

TO THE RESPONDENTS:

A PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the applicant. The relief claimed by the applicant appears below.

THIS APPLICATION will be heard by the Court at a time and place to be fixed by the Judicial Administrator. Unless the Court orders otherwise, the place of hearing will be as requested by the applicant. The applicant requests that this application be heard at *(place where Federal Court of Appeal (or Federal Court) ordinarily sits)*.

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or a solicitor acting for you must file a notice of appearance in Form 305 prescribed by the *Federal Courts Rules* and serve it on the applicant's solicitor or, if the applicant is self-represented, on the applicant, WITHIN 10 DAYS after being served with this notice of application.

Copies of the *Federal Courts Rules*, information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613-992-4238) or at any local office.

IF YOU FAIL TO OPPOSE THIS APPLICATION, JUDGMENT MAY BE GIVEN IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.

December 20, 2024

Issued by:



Registry Officer
Federal Court of Canada
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Winnipeg, MB R3C 3N9

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Counsel for the Respondent, First Nations Leadership Council

APPLICATION

This is an application for judicial review in respect of the Canadian Human Rights Tribunal's (**Tribunal**) ruling, released in summary form on November 21, 2024 with full reasons to follow (**Summary Ruling**), in the matter of *First Nations Child and Family Caring Society of Canada et al. v Attorney General of Canada*, Tribunal file number T1340/7008.

The applicant makes application for:

1. An Order pursuant to s. 18.1 of the *Federal Courts Act*, RSC 1985, c F-7, in the nature of *certiorari*, setting aside, in whole or in part, the Tribunal's Summary Ruling;
2. An Order requiring that the Summary Ruling be remitted to a differently constituted panel of the Tribunal for redetermination in accordance with this Court's directions; and
3. Such further and other relief as this Court considers appropriate.

The grounds for the application are:

1. On November 21, 2024, the Tribunal issued the Summary Ruling in response to the First Nations Child and Family Caring Society of Canada's non-compliance motion and the Attorney General of Canada's cross-motion, related to Tribunal file number T1340/7008;
2. In the Summary Ruling, the Tribunal declined Canada's request to extend the timelines for processing Jordan's Principle requests and ordered Canada to take certain actions;
3. The Tribunal erred in law or otherwise issued an unreasonable Summary Ruling;

4. As the Tribunal has not yet released written reasons for its Summary Ruling, the Attorney General of Canada files this judicial review application to preserve its right of judicial review and reserves its right to amend this Notice of Application, with leave of the Court;
5. *Federal Courts Act*, RSC 1985, c F-7, sections 18, 18.1 and 28;
6. *Canadian Human Rights Act*, RSC 1985, c H-6;
7. Such further and other grounds as counsel may advise, upon review of the Tribunal's reasons that have yet to be released, and this Honourable Court may permit; and
8. Such other grounds as may appear on the hearing of the application.

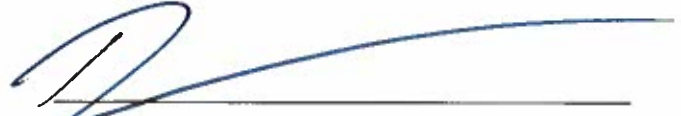
This application will be supported by the following material:

1. The Certified Tribunal Record of the Tribunal;
2. The Tribunal's Summary Ruling, dated November 21, 2024;
3. The Direction issued by the Tribunal, dated December 18, 2024;
4. The Tribunal's written reasons for the Summary Ruling once released;
5. The relevant excerpts of transcripts of proceedings with respect to the cross examinations of the affiants and the oral submissions of the parties; and
6. Such other materials as this Honourable Court may request and allow.

THE ATTORNEY GENERAL OF CANADA REQUESTS, pursuant to Rule 317, that the Tribunal provide a certified copy of all documents in its possession related to the November 21, 2024, Summary Ruling regarding complaint T1340/7008.

December 20, 2024

Deputy Attorney General of Canada



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**Per: Dayna Anderson, Kevin Staska,
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