

CITATION: TOUSSAINT v. ATTORNEY GENERAL OF CANADA

ONTARIO SUPERIOR COURT OF JUSTICE (TORONTO REGION)
CIVIL ENDORSEMENT FORM
(Rule 59.02(2)(c)(i))

BEFORE Justice Papageorgiou Court File Number:
CV-20-649404-00000

Title of Proceeding:
TOUSSAINT Plaintiff(s)
-v-
ATTORNEY GENERAL OF CANADA Defendants(s)

Case Management: Yes If so, by whom: No

Participants and Non-Participants: *(Rule 59.02(2)(vii))*

Party	Counsel	E-mail Address	Phone #	Participant (Y/N)
1) Plaintiff	Andrew Dekany Veromi Arsiradam James Yap	Mail@veromiarsiradamlaw.com mail@jamesyap.ca		Y
2) Applicant estate	Barbara Jackman Lawyer for the Applicant Estate	barb@bjackman.com		Y
3) Charter Committee Coalition (Charter Committee on pverty issues, Canadian Health Coalition, FCK Refugee Centre, Madhu verma Migrant Justice Centre	Martha Jackman	Martha.jackman@uottawa.ca		Y
4) Attorney General of Canada	Charlene Cho David Tyndale Asha Gafar	Charlene.cho@justice.gc.ca David.tyndale@justice.gc.ca Asha.gafar@justice.gc.ca		Y
5) Canadian Civil Liberties Association	Alysha Li	Alysha.li@blakes.com		Y
6) Amnesty International and ESCR-NET	Alex Bogach	abogach@torys.com		Y

Date Heard: *(Rule 59.02(2)(c)(iii))* April 30, 2024

Nature of Hearing (mark with an "X"): *(Rule 59.02(2)(c)(iv))*
 Motion Appeal Case Conference Pre-Trial Conference Application

Format of Hearing (mark with an "X"): *(Rule 59.02(2)(c)(iv))*

In Writing Telephone Videoconference In Person

If in person, indicate courthouse address:

Relief Requested:

I have been assigned to case manage this matter.

This case conference was scheduled to address principally two matters: a discovery schedule and the participation of proposed intervenors in the discovery process and mediation. There is also an issue as to whether mediation should be delayed until after discovery.

All issues are adjourned to may 22 at 4:00 pm before me. This will give the parties time to further discuss these matters.

Regarding discovery, Canada has advised the plaintiff that it will provide its position on the discovery plan by may 10.

Regarding the intervenor's participation, the intervenors participated in the motion to strike before Perell J. They advise that they do not wish to act as a party, but wish to be able to observe because they have expertise in the underlying issues. Without being able to observe, there is an implied undertaking rule and they will not be able to give their views to the plaintiff and/or be able to participate fully when and if they are given leave to intervene.

At this stage, I do not have any written submissions on this issue. The parties should seek to communicate about the role that the proposed intervenors wish to play prior to trial and see if they can arrive at a resolution that addresses both the intervenor's, the plaintiff's and Canada's concerns.

If they cannot come to a resolution, they may each provide me with written submissions prior to the next case conference no longer than ten pages. If I can decide this at that time I will. If it requires full blown argument I will schedule a motion on an urgent basis so that this matter is not delayed.

Regarding the timing of the mediation, I will also consider this at the next case conference and the parties are encouraged to come to an agreement. Pending consideration of the timing of mediation, I am temporarily extending the time until the end of May, 2024.

The parties need not attend and costs are reserved.

Disposition made at hearing or conference (operative terms ordered): *(Rule 59.02(2)(c)(vi))*

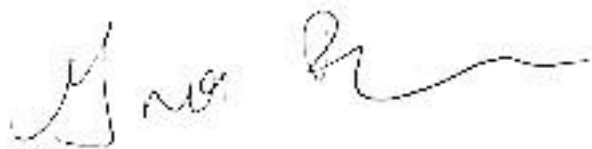
Costs on a **N/A** indemnity basis, fixed at \$
by _____ to _____ by:

Brief Reasons, if any: *(Rule 59.02(2)(b))* N/A

Additional pages attached: Yes No

April 30th, 20 **24**

Date of Endorsement (Rule 59.02(2)(c)(ii))



Signature of Judge/Case Management Master (Rule 59.02(2)(c)(i))