

Court File No: 690/99 (Divisional Court)
(Brantford 406/95)

**ONTARIO
SUPERIOR COURT OF JUSTICE**

DIVISIONAL COURT

THE HONOURABLE MR. JUSTICE A.CAMPBELL) 10th, 11th, and 12th DAY
THE HONOURABLE MDM. JUSTICE MOLLOY)
and) OF APRIL, 2000
THE HONOURABLE MR. JUSTICE LAMEK)

B E T W E E N :

SIX NATIONS OF THE GRAND RIVER BAND OF INDIANS

Plaintiff
(Respondent in Appeal)

and

THE ATTORNEY GENERAL OF CANADA

Defendant
(Appellant)

and

HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO

Defendant

ORDER

THIS APPEAL by the defendant, the Attorney General of Canada from the order of the Honourable Mr. Justice James Kent dated July 27, 1999 was heard on April 10th, 11th, and 12th, 2000, at Osgoode Hall, Toronto.

ON READING the affidavit of Kirsten E. S. Nicolson sworn on March 15, 2000, and the exhibits thereto contained in the plaintiff's motion record, the responding motion record of the defendant the Attorney General of Canada ("Canada"), the facts filed by the plaintiff and by the defendant Canada, and on hearing the oral submissions of counsel and upon reading the factums and appeal record:

1. **THIS COURT ORDERS** that the supplementary factum, dated December 14, 1999, of the defendant (appellant) Canada be struck out.

2. **THIS COURT ORDERS** that the appeal be and the same is hereby dismissed with costs of the appeal, the motion within the appeal, and the motion for leave to appeal fixed at \$20,000.00 payable forthwith by the appellant.

ENTREPRENEUR REGISTRE
LE REGISTRE NO. 3541

MAY 17 2000

PER/PAR



Rose Shroton
ASSISTANT REGISTRAR
(ACTING)

Court File No: 690/99 (Divisional Court)
(Brantford 406/95)

SIX NATIONS OF THE GRAND RIVER BAND OF INDIANS and
Plaintiff (Respondent in Appeal)

THE ATTORNEY GENERAL OF CANADA
Defendant (Appellant)

and

HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
Defendant

(Short title of proceeding)

ONTARIO SUPERIOR COURT OF JUSTICE
DIVISIONAL COURT
Proceeding commenced at
Brantford

ORDER

DYE & DURHAM COMPUTERIZED FORMS SERVICE

Paul J. Evraire, Q.C.
Department of Justice
The Exchange Tower
130 King Street West
Suite 3400, Box 36
Toronto, Ontario
M5X 1K6

Per: Gary N. Penner
Tel: (416) 954-8621
Fax: (416) 973-5004
Our File: ORO 216788

Solicitors for the Defendant (Appellant),
The Attorney General of Canada