

COURT OF APPEAL FOR ONTARIO

B E T W E E N :

ASSOCIATION OF JUSTICE COUNSEL

Applicant (Respondent in Appeal/
Cross-Appellant)

and

ATTORNEY GENERAL OF CANADA

Respondent (Appellant/
Respondents in Cross-Appeal)

SUPPLEMENTARY NOTICE OF APPEAL

THE ATTORNEY GENERAL OF CANADA amends the notice of appeal dated November 29, 2011 in the following manner: in addition to the request that the Association of Justice Counsel's application be dismissed, a request for costs of the application.

THE GROUNDS FOR THE AMENDMENT are as follows:

1. The application judge released his decision on the merits of the *Charter* application on November 1, 2011. Costs were not dealt with at that time;
2. The application judge released his decision on remedy on March 26, 2012 and at that time, asked for the parties submissions on costs;
3. On June 1, 2012, after the Attorney General had perfected this appeal, the application judge released his decision on costs, awarding the applicant its costs in the amount of \$135,000 inclusive of disbursements and applicable taxes, payable forthwith;
4. Rule 61.08 of the *Rules of Civil Procedure*, R.R.O. 1990, Reg. 194 ; and
5. Such further grounds as counsel may advise and this Honourable Court may permit.

June 11, 2012

DEPARTMENT OF JUSTICE

Ontario Regional Office
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Per: Dale Yurka (LSUC # 26601Q)
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ASSOCIATION OF JUSTICE COUNSEL
Applicant (Respondents in Appeal)

AND

ATTORNEY GENERAL OF CANADA
Respondent(Appellant)

**ONTARIO
SUPERIOR COURT OF JUSTICE**

Proceeding Commenced at Toronto

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