Clerk's Stamp

COURT FILE NUMBER KBG-RG-00848-2023

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE REGINA

APPLICANTS SABRINA DYKSTRA, JILL FORRESTER, RYAN HEISE, KAYLA HOPKINS, LYNN OLIPHANT, HAROLD PEXA, AMY SNIDER, and CLIMATE JUSTICE SASKATOON ORGANIZATION INC.

RESPONDENTS SASKATCHEWAN POWER CORPORATION, CROWN INVESTMENTS CORPORATION OF SASKATCHEWAN, and THE GOVERNMENT OF SASKATCHEWAN

NOTICE OF APPLICATION

NOTICE TO RESPONDENTS

This application is made against you. You are a Respondent. You have the right to state your side of this matter before the Court.

To do so, you must be in Court when the application is heard as shown below:

Where: **Court of House**
2425 Victoria Avenue
Regina, SK

Date:

Time: **10:00 a.m.**

Remedy claimed or relief sought:

1. An Order pursuant to Rule 7-9 of *The King's Bench Rules* and the inherent jurisdiction of this Honourable Court striking out or setting aside the Applicant's Originating Application and Amended Originating Application as against Saskatchewan Power Corporation and Crown Investments Corporation of Saskatchewan;

2. An Order pursuant to Rules 11-1, 11-7, and 11-8 of *The King's Bench Rules* and the inherent jurisdiction of this Honourable Court for costs of this application and the Origination Application and Amended Originating Application;

3. An Order setting down this matter for a Special Chambers hearing, on a date set by the Local Registrar and agreed upon by the parties; and

4. Such further and other relief as counsel may advise and this Honourable Court may allow.

Grounds for making the application:

5. The Originating Application and Amended Originating Application disclose no reasonable claim as against the Respondents, Saskatchewan Corporation and Crown Investments Corporation of Saskatchewan.

6. The Originating Application and Amended Originating Application fail to raise justiciable issues.

7. In these circumstances, the Court should exercise its discretion to award costs pursuant to Rules 11-1, 11-7, and 11-8.

8. Pursuant to General Application Practice Directive #11 (GA-PD #11), the maximum time limit for oral presentation in Chambers is 30 minutes for the applicant, and 30 minutes for the respondent.

9. The parties have discussed this matter and expect that oral arguments will surpass the time limits for oral presentation in Chambers.

10. The Applicants, Saskatchewan Power Corporation and Crown Investments Corporation of Saskatchewan, apply for an order directing the matter be referred to the Local Registrar to be set for a special Chambers hearing.

Material or evidence to be relied on:

11. This Notice of Application, with proof of service;

12. Brief of Law, to be filed;

13. Draft Order;

14. Such further and other material as counsel may advise and this Honourable Court may allow.

Applicable Rules:

15. Rule 7-9 of *The King's Bench Rules*.

16. Rule 11-1, 11-7, 11-8 of *The King's Bench Rules*.

17. General Application Practice Directive #11

Applicable Acts and regulations:

18. *The Queen's Bench Act*, 1998, ss 9-10.

NOTICE

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to rely on an affidavit or other evidence when the application is heard or considered, you must reply by giving reasonable notice

DATED at the City of Saskatoon, in the Province of Saskatchewan, this 13th day of September, 2023.

McKERCHER LLP

Per: _____

Solicitors for the Respondents
Saskatchewan Power Corporation and
Crown Investments Corporation of
Saskatchewan

CONTACT INFORMATION AND ADDRESS FOR SERVICE

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