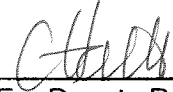


I hereby certify this to be a true copy.

  
\_\_\_\_\_  
For Deputy Registrar  
Court of Appeal of Alberta

**COURT OF APPEAL OF ALBERTA**

Form AP-3  
[Rule 14.53]

COURT OF APPEAL FILE NO.: 1803-0076AC  
TRIAL COURT FILE NUMBER: 1103 14112  
REGISTRY OFFICE: Edmonton



IN THE MATTER OF THE TRUSTEE ACT,  
RSA 2000, C T-8, AS AMENDED,  
and  
IN THE MATTER OF THE SAWRIDGE  
BAND, INTER VIVOS SETTLEMENT,  
CREATED BY CHIEF WALTER PATRICK  
TWINN, OF THE SAWRIDGE INDIAN  
BAND, NO. 19, now known as SAWRIDGE  
FIRST NATION, ON APRIL 15, 1985 (the  
"1985 Sawridge Trust")

APPLICANTS: MAURICE FELIX STONEY AND HIS  
BROTHERS AND SISTERS  
STATUS ON APPEAL: Interested Party

RESPONDENTS (ORIGINAL APPLICANTS): ROLAND TWINN, CATHERINE TWINN,  
WALTER FELIX TWIN, BERTHA  
L'HIRONDELLE AND CLARA MIDBO, AS  
TRUSTEES FOR THE 1985 SAWRIDGE  
TRUST (the "Sawridge Trustees")  
STATUS ON APPEAL: Respondent

RESPONDENT: PUBLIC TRUSTEE OF ALBERTA  
STATUS ON APPEAL: Not a party to the Appeal

INTERVENOR: SAWRIDGE FIRST NATION  
STATUS ON APPEAL: Respondent

INTERESTED PARTY: PRISCILLA KENNEDY, Counsel for Maurice  
Felix Stoney and His Brothers and Sisters  
STATUS ON APPEAL: Appellant

DOCUMENT: **JUDGMENT**

ADDRESS FOR SERVICE AND  
CONTACT INFORMATION OF  
PARTY FILING THIS  
DOCUMENT:

Field LLP  
2500, 10175 - 101 Street  
Edmonton, Alberta T5J OH3  
Attention: P. Jonathan Faulds, QC  
Phone: 780-423-7625  
Fax: 780-429-9329  
Email: jfaulds@fieldlaw.com  
File: 65063-1

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DATE ON WHICH JUDGMENT WAS RENDERED: June 13, 2019

LOCATION OF HEARING: Edmonton

BY: Mr. Justice B.K. O'Ferrall  
Madam Justice F.L. Schutz  
Madam Justice J. Strekaf


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UPON THE APPEAL OF Priscilla Kennedy of the decision of Mr. Justice D.R.G. Thomas issued March 20, 2018 (referred to as *Sawridge #9*) *inter alia* awarding solicitor and client costs of the proceeding known as *Sawridge #8* in favor of the Respondents Sawridge Trustees and the Sawridge First Nation and payable by Priscilla Kennedy personally on a joint and several basis with her former client, Maurice Stoney;

AND UPON HAVING READ the Factums and other materials filed on behalf of the Appellant and the Respondents herein, and hearing from Counsel for the Appellant and the Respondents;

IT IS HEREBY ORDERED THAT:

1. The appeal is allowed;
2. The decision in *Sawridge #9* awarding solicitor and client costs of *Sawridge #8* as against Ms. Kennedy personally is set aside;
3. Ms. Kennedy shall have one set of costs of this appeal, and in the court below (*Sawridge #9*) calculated upon column 3 of Schedule C of the *Alberta Rules of Court*, including second counsel fee for which the Respondents shall be jointly and severally liable.

  
\_\_\_\_\_  
Registrar, Court of Appeal

APPROVED AS BEING THE ORDER GRANTED:

DENTONS CANADA LLP



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Doris Bonora  
Counsel for the Respondents, Roland  
Twinn, Catherine Twinn, Walter Felix  
Twin, Bertha L'Hirondelle and Clara  
Midbo, as Trustees for the 1985 Sawridge  
Trust

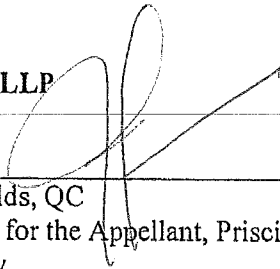
PARLEE McLAWS LLP



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E.H. Molstad, QC  
Counsel for the Respondent, Sawridge First  
Nation

FIELD LLP



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P.J. Faulds, QC  
Counsel for the Appellant, Priscilla  
Kennedy