

Let the within Judgment
be filed despite non-compliance with
the following Rules / Practice Directions:
>3 months since pronouncement

Bobbi Jo McDevitt
Bobbi Jo McDevitt

Case Management Officer
Dated: May 18, 2023

COURT OF APPEAL OF ALBERTA

COURT OF APPEAL
FILE NUMBER:

2203-0043AC and 2203-0045AC

TRIAL COURT FILE
NUMBER:

1101 14112 and 1103 14112

REGISTRY OFFICE:

EDMONTON

APPLICANT:

ROLAND TWINN, MARGARET WARD, TRACEY SCARLETT,
EVERETT JUSTIN TWINN AND DAVID MAJESKI, as
Trustees for the 1985 Sawridge Trust

STATUS ON
APPEAL:

RESPONDENTS

RESPONDENT:

THE OFFICE OF THE PUBLIC TRUSTEE OF ALBERTA

STATUS ON
APPEAL:

APPELLANT (2203-0043AC / 1101 14112)

RESPONDENT (2203-0045AC / 1103 14112)

RESPONDENT:

CATHERINE TWINN

STATUS ON
APPEAL:

RESPONDENT (2203-0043AC / 1101 14112)

APPELLANT (2203-0045AC / 1103 14112)

INTERVENERS:

SAWRIDGE FIRST NATION AND SHELBY TWINN

STATUS ON
APPEAL:

INTERVENERS

DOCUMENT:

JUDGMENT

ADDRESS FOR
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CONTACT
INFORMATION OF
PARTY FILING THIS
DOCUMENT:

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Attn: P. Jonathan Faulds, K.C.
Counsel for the Appellant

Registrar's Stamp



**DATE ON WHICH JUDGMENT WAS
PRONOUNCED:**

NOVEMBER 14, 2022

LOCATION OF HEARING:

Edmonton, Alberta

**NAMES OF JUDGES WHO GRANTED
THIS JUDGMENT:**

(list each judge in order of seniority)

Justice F. F. Slatter

Justice F. L. Schutz

Justice K. P. Feehan

UPON THE HEARING OF THESE CONCURRENT APPEALS ON November 3, 2022, appeals from the Order of the Honourable Justice J. T. Henderson, granted on February 4, 2022; AND HAVING READ factums and materials of the Appellants, Respondents and Interveners herein; AND UPON HAVING HEARD what was said by counsel for the Appellants, counsel for the Respondents and counsel for the Intervener Sawridge First Nation; AND UPON BEING ADVISED the Intervener Shelby Twinn was unable to attend the hearing and relied upon her factum and materials AND UPON noting the consent of Counsel;

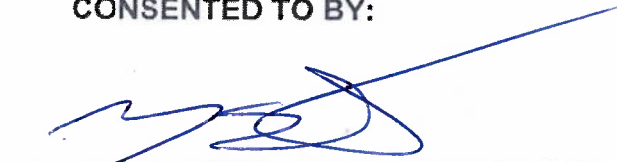
IT IS ORDERED THAT:

1. The appeals are allowed; and
2. The Order of Henderson J. under appeal is set aside.




For Registrar, Court of Appeal

CONSENTED TO BY:




Doris Bonora K.C., Dentons LLP
Counsel for the Respondent, the 1985
Sawridge Trustees

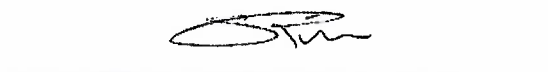


Ellery Sopko, Parlee McLaws LLP
Counsel for the Intervener, Sawridge First
Nation

Janet Hutchison, Hutchison Law
Counsel for the Office of the Public Guardian
And Trustee



Crista Osualdini, McLennan Ross LLP
Counsel for the Appellant, Catherine Twinn

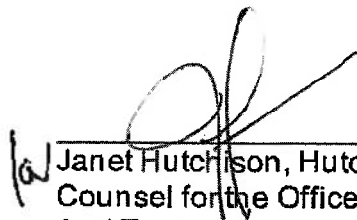


Shelby Twinn, self-represented
Intervener

CONSENTED TO BY:

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Counsel for the Appellant, Catherine Twinn

Shelby Twinn, self-represented
Intervener