

Federal Court



Cour fédérale

Date: 20251210

Docket: T-402-19

T-141-20

T-1120-21

Ottawa, Ontario, December 10, 2025

PRESENT: The Honourable Madam Justice Aylen

CLASS PROCEEDING

Docket: T-402-19

BETWEEN:

**XAVIER MOUSHOOM, JEREMY (BY HIS LITIGATION
GUARDIAN, JONAVON JOSEPH MEAWASIGE) AND
JONAVON JOSEPH MEAWASIGE**

Plaintiffs

and

THE ATTORNEY GENERAL OF CANADA

Defendant

Docket: T-141-20

AND BETWEEN:

**ASSEMBLY OF FIRST NATIONS, ASHLEY DAWN
LOUISE BACH, KAREN OSACHOFF, MELISSA
WALTERSON, NOAH BUFFALO-JACKSON (BY HIS
LITIGATION GUARDIAN, CAROLYN BUFFALO),
CAROLYN BUFFALO AND DICK EUGENE JACKSON
ALSO KNOWN AS RICHARD JACKSON**

Plaintiffs

and

**HIS MAJESTY THE KING AS REPRESENTED BY THE
ATTORNEY GENERAL OF CANADA**

Defendant

Docket: T-1120-21

AND BETWEEN:

**ASSEMBLY OF FIRST NATIONS AND ZACHEUS
JOSEPH TROUT**

Plaintiffs

and

THE ATTORNEY GENERAL OF CANADA

Defendant

ORDER

UPON INFORMAL MOTION of the Settlement Implementation Committee [SIC], on consent of all parties to these proceedings, in accordance with the First Nations Child and Family Services, Jordan's Principle and Trout Class Final Settlement Agreement dated April 19, 2023, as approved and amended by Orders of this Court [Final Settlement Agreement], seeking various orders pursuant to Article 8 of the Final Settlement Agreement, including an order approving the establishment of the Cy-Près Fund (including the General Fund and the Jordan's Principle Post-Majority Fund), as provided for in the terms of the General Fund Trust Agreement and the Jordan's Principle Post-Majority Fund Trust Deed; and an order approving the appointment of Royal Trust Corporation of Canada as the Trustee of the Jordan's Principle Post-Majority Fund;

CONSIDERING the Affidavit of Stuart Wuttke, affirmed October 24, 2025; the Affidavit of Naomi Racette, affirmed October 24, 2025; the Affidavit of Patricia Robinson, affirmed May 7, 2025; and the Affidavit of Jemison Jackson, affirmed May 12, 2025;

AND UPON being advised of the consent of all parties to the relief sought and the consent of the First Nations Child and Family Caring Society [Caring Society] in relation to the Jordan's Principle Post-Majority Fund;

AND CONSIDERING that the Court is satisfied that the requested relief should be granted;

AND CONSIDERING that all defined terms in this Order shall have the same meaning as in the Final Settlement Agreement;

THIS COURT ORDERS that:

1. The establishment of the Cy-Près Fund, including the General Fund and the Jordan's Principle Post-Majority Fund, as provided for in the terms of the General Fund Trust Agreement and the Jordan's Principle Post-Majority Fund Trust Deed, is hereby approved.
2. The appointment of Future Generations Foundation as the Trustee of the General Fund is hereby approved.
3. The appointment of Royal Trust Corporation of Canada as the Trustee of the Jordan's Principle Post-Majority Fund is hereby approved.

4. Future Generations Foundation may take such steps as are appropriate to operate and administer the General Fund pursuant to the terms of the General Fund Trust Agreement, and the terms of the Administration Plan developed in accordance with the General Fund Trust Agreement, and recovering the costs and fees of its operations as approved by the SIC.
5. Royal Trust Corporation of Canada may take such steps as are appropriate to administer and operate the Jordan's Principle Post-Majority Fund pursuant to the terms of the Jordan's Principle Post-Majority Fund Trust Deed, including seeking the advice of the Caring Society from time to time, and recovering such costs and fees of its operations pursuant to the Jordan's Principle Post-Majority Fund Trust Deed.
6. The Caring Society may select and appoint an Administrator pursuant to the terms of the Jordan's Principle Post-Majority Fund Trust Deed, subject to approval by this Court.
7. Future Generations Foundation and Royal Trust Corporation of Canada are permitted to open and operate such deposit, bank accounts or other accounts, and make such investments as are authorized pursuant to the General Fund Trust Agreement and the Jordan's Principle Post-Majority Fund Trust Deed.
8. The annual report provided for in Article 8.01(4) of the Final Settlement Agreement shall be made separately by Future Generations Foundation and Royal Trust Corporation of Canada, and the annual report made by Future Generations Foundations shall be made to the SIC, to Canada and to the public, and the annual report made by

the Royal Trust Corporation of Canada shall be made available to the public and provided to the SIC.

9. There shall be no costs of this motion.

“Mandy Ayleen”

Judge