

Federal Court



Cour fédérale

e-document-é		T-402-19 ID 747	
F I L E D	FEDERAL COURT		D É P O S É
	COUR FÉDÉRALE		
	Docket: 2026-0608		
	June 08, 2026 08 juin 2026		
Docket: 2026-02-19		T-141-20	
T-1120-21		Alexander Petranski	
OTT		319	

Ottawa, Ontario, June 8, 2026

**PRESENT:** The Honourable Madam Justice Aylen

**CLASS PROCEEDING**

**BETWEEN:**

**XAVIER MOUSHOOM, JEREMY  
MEAWASIGE (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**  
**(Minor Heir Accommodations)**

**UPON INFORMAL MOTION** of the Settlement Implementation Committee [SIC], by letter dated June 3, 2026, for an order approving certain accommodations for heirs under the Age of Majority as defined in the Final Settlement Agreement, as amended, and as approved by this Court on October 24, 2023, and further amended by this Court on December 12, 2024 [Final Settlement Agreement], and pursuant to the Order and Reasons of this Court dated December 21, 2023 (2023 FC 1739);

**CONSIDERING** the materials filed by the SIC, including the affidavit of Joelle Gott, affirmed June 3, 2026;

**AND CONSIDERING** that this motion arose as a result of the Administrator's identification of a systemic issue involving minor heirs in estate claims under the Claims Process for Removed Child and Removed Child Family Classes. Subsection 6.01(4) of the Final Settlement Agreement restricts a minor's ability to submit a claim to the two-year period immediately preceding the Age of Majority until the Ultimate Claims Deadline applicable to estate claims. The Ultimate Claims Deadline is defined in the Claims Process as "the conclusion of a four (4) year term period which includes the three (3) year timeframe to submit a Claim Form to the Administrator (Claims Period) and the additional twelve (12) months immediately following the Claims Deadline during which a Claimant may submit a Claims Form if approved by the Administrator..." As a result, some minor heirs risk being permanently barred from participating in the Claims Process where they are more than two years away from reaching the Age of Majority at the time of the Ultimate Claims Deadline;

**AND CONSIDERING** that the relief sought will permit the Administrator to accept a Claims Form submitted on behalf of an heir under Article 14.05 of the Final Settlement Agreement while that heir is under the Age of Majority;

**AND CONSIDERING** that the relief sought will not result in any compensation being paid to any individual while that individual is under the Age of Majority;

**AND CONSIDERING** that Canada consents to the relief sought;

**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 Administrator shall accept Claims Forms submitted by: (a) a custodial parent; (b) an adoptive parent; (c) a court-appointed guardian; or (d) a guardian of property appointed under the *Indian Act*, RSC 1985, c I-5, on behalf of an heir who is under the Age of Majority [Minor Heir] under Article 14.05 of the Final Settlement Agreement in the Claims Process for Removed Child and Removed Child Family Classes and any future Claims Process approved by the Court regarding other classes.
2. The Administrator shall require that such Minor Heir who has been found eligible for compensation under Article 14.05 of the Final Settlement Agreement complete and provide to the Administrator, after reaching the Age of Majority, a freshly executed Privacy Release and Acknowledgement before any compensation is paid to the Minor Heir.
3. Where the claim of a Minor Heir was not submitted by a representative pursuant to this Order before the Ultimate Claims Deadline as defined in the Claims Process, and the Minor Heir remained under the Age of Majority at the time the Ultimate Claims Deadline expired, the Settlement Implementation Committee may, in its discretion, approve on the basis of exceptional circumstances an extension of time

for such a Minor Heir to submit their claim under Article 14.05 of the Final Settlement Agreement.

4. There shall be no costs of this motion.

“Mandy Ayles”

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Judge