

Federal Court  
of Appeal



CANADA

Cour d'appel  
fédérale

**Date: 20091112**

**Docket: A-239-09**

**Citation: 2009 FCA 326**

**CORAM: BLAIS C.J.  
LAYDEN-STEVENSON J.A.  
RYER J.A.**

**BETWEEN:**

**ATTORNEY GENERAL OF CANADA**

**Appellant**

**and**

**ROBERT MEREDITH AND BRIAN ROACH**

**(representing all members of the Royal Canadian Mounted Police)**

**Respondents**

Heard at Ottawa, Ontario, on November 12, 2009.

Judgment delivered from the Bench at Ottawa, Ontario, on November 12, 2009.

REASONS FOR JUDGMENT OF THE COURT BY:

BLAIS C.J.

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**REASONS FOR JUDGMENT OF THE COURT**  
**(Delivered from the Bench at Ottawa, Ontario, on November 12, 2009)**

**BLAIS C.J.**

[1] This is an appeal from the June 1, 2009 decision of Justice Lemieux of the Federal Court granting a motion to amend an application for judicial review.

[2] This decision to amend is a discretionary one, and should only be overturned where the motion judge misdirected himself to the applicable law or made a palpable error in the assessment of facts.

[3] We have not been persuaded by the appellant in the unique and specific circumstances of this matter that we should intervene.

[4] The motion judge addressed the arguments raised by the appellant in the concluding portion of his endorsement.

[5] This appeal will be dismissed with costs.

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“Pierre Blais”  
Chief Justice

**FEDERAL COURT OF APPEAL**

**NAMES OF COUNSEL AND SOLICITORS OF RECORD**

**DOCKET:** A-239-09

**Appeal from a decision of Justice Lemieux of the Federal Court, June 1, 2009 (T-50-09).**

**STYLE OF CAUSE:** AGC v. Robert Meredith and  
Brian Roach

**PLACE OF HEARING:** Ottawa, Ontario

**DATE OF HEARING:** November 12, 2009

**REASONS FOR JUDGMENT OF THE COURT BY:** BLAIS C.J.  
LAYDEN-STEVENSON J.A.  
RYER J.A.

**DELIVERED FROM THE BENCH BY:** BLAIS C.J.

**APPEARANCES:**

J. Sanderson Graham FOR THE APPELLANT

Christopher Rootham FOR THE RESPONDENT

**SOLICITORS OF RECORD:**

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Barristers & Solicitors  
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