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FILED	FEDERAL COURT COUR FÉDÉRALE	DÉPOSÉ
	JUL 28 2022	
	CHARLOTTE TORGERSON	
EDMONTON, AB		1

Court File No. T-1562-22

FEDERAL COURT

BETWEEN:

Jeannie Marie-Jewell

APPLICANT

AND:

Salt River First Nation #195

RESPONDENT

NOTICE OF APPLICATION

TO THE RESPONDENT:

A PROCEEDING HAS BEEN COMMENCED by the applicant. The relief claimed by the applicant appears on the following page.

THIS APPLICATION will be heard by the Court at a time and place to be fixed by the Judicial Administrator. Unless the Court orders otherwise, the place of hearing will be as requested by the applicant. The applicant requests that this application be heard at Vancouver.

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or a solicitor acting for you must prepare a notice of appearance in Form 305 prescribed by the Federal Courts Rules and serve it on the applicant's solicitor, or where the applicant is self-represented, on the applicant, WITHIN 10 DAYS after being served with this notice of application.

Copies of the Federal Courts Rules information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613-992-4238) or at any local office.

IF YOU FAIL TO OPPOSE THIS APPLICATION, JUDGMENT MAY BE GIVEN IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.

July _____, 2022

Issued by: _____
(Registry Officer)

Address of local office: Scotia 1, 10060 Jasper Ave 5th Floor (Suite 530)
Edmonton, Alberta T5J 3R8

TO: Chief Dave Poitras

Salt River First Nation #195
PO Box 960
9 Franklin Avenue
Fort Smith, NWT X0E 0P0
Tel: 867-872-2986
Fax: 867-872-3550
Salt River First Nation Email: ceo.srfn@northwestel.net

AND TO: The Attorney General of Canada
Prairie Regional Office - Edmonton
10423 101 Street
3rd Floor, Epcor Tower
Edmonton, Alberta
T5H 0E7

Telephone: 780-495-2983
Fax: 780-495-2964

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APPLICATION

This is an Application for judicial review under s. 18.1 of the *Federal Courts Act* in respect of the decision of the Council of the Salt River First Nation #195 ("SRFN") dated June 30, 2022 wherein the Council decided to deny the Applicant the opportunity to stand for chief in the election set for September 16, 2022. The Decision was made known to the Applicant on June 30, 2022.

The Applicant makes an application for:

- (a) An order quashing the Decision;
- (b) Costs; and
- (c) Such further and other relief that this Court deems just.

THE GROUNDS FOR THE APPLICATION ARE:

The Parties

1. The applicant is, and at all material times, a been registered member of SRFN.
2. The respondent, the SRFN, is a Band as defined in the *Indian Act* R.S.C. 1985, c. I-5.
3. SRFN is governed by one (1) chief and six (6) Councillors.
4. The applicants are all Members of SRFN, a signatory to the Salt River First Nation Treaty Settlement Agreement of November 13, 2001.
5. There are approximately 1,000 members in SRFN, with members residing in Salt River First Nation, Northwest Territories, British Columbia, Alberta, Saskatchewan, Ontario, Newfoundland, United States, Germany and Australia. SRFN is located in the Northern most part of Alberta and the Southern most part of the Northwest Territories.
6. The SRFN is a mix of Cree and Chipewyan people.

Background

7. Disallowing the Applicant from running for office is contrary to democratic principles.
8. The reason for disallowing the Applicant from running for office is due to an alleged 2014 debt owing to the Respondent, all of which is denied by the Applicant.
9. The alleged 2014 debts owing to the Salt River First Nation #195 is purported to be a ground for refusing a candidate to run for office. However, this allegation came just

recently to the Applicant's attention when she announced her intention to run for office. The alleged debt is denied and disputed.

10. The alleged debt appears to be politically motivated.
11. The alleged debt is also claimed to have been in 2014 and, even if the debt existed, but is expressly denied by the Applicant, it is now statute barred. The Respondent is thus guilty of laches.
12. The Applicant has raised a serious issue, namely that there was a clear lack of procedural fairness to the Applicant prior to the Respondent's decision to deny her the ability to run for chief.
13. There is no internal process to resolve this matter.
14. There is urgency to this matter as there is a general band election scheduled for September 16, 2022.

Decision Should be Set Aside

17. The applicant submits that her request for the order should be granted. The applicants rely on the following grounds in support of this request:
 - a. The Decision is unreasonable and it lacked procedural fairness;
 - b. The Decision to deny the Applicant to run for office is based only on one allegation of a 2014 debt to SRFN, all of which is denied, but if true, the Respondent is statute-barred from enforcing the debt and is guilty of laches; and
 - c. Such further and other particulars that will be provided at the hearing of this application.

THIS APPLICATION WILL BE SUPPORTED BY THE FOLLOWING MATERIALS:

1. The affidavits of the Applicant, to be sworn; and
2. Such further and other material as counsel may advise and this Honourable Court may permit.

Dated this 28 day of July, 2022.

I HEREBY CERTIFY that the above document is a true copy of the original issued out of / filed in the Court on the _____

day of JUL 28 2022 A.D. 20 _____

Dated this _____ day of JUL 28 2022 20 _____

B7753/0000/00528793

Jorgerson

Jeannie Marie Jewell
Jeannie Marie-Jewell
Applicant

4
CHARLOTTE TORGERSON
REGISTRY OFFICER
AGENT DU GREFFE

Federal Courts Fees Receipt
Reçu pour frais judiciaires des cours fédérales

NO. A 618389



Federal Court of Appeal /
Cour d'appel fédérale

Federal Court /
Cour fédérale

Court Martial Appeal Court of Canada /
Cour d'appel de la cour martiale

To / À :	Date :
Name/Nom : Jeannie-Marie Jewell	July 28, 2022
Organization/Organisation : Self-Rep. (Applicant)	Issuing Office / Bureau émetteur : EDM.
Address/Adresse : Ph: 780-868-9673	Prepared by / Préparé par : Charlotte T.
g.jeanniemariejewell1955@gmail.com	Court File No. / N° du dossier de la Cour : T-1562-22

Style of Cause & Description of Services Provided Intitulé de la cause et description des services rendus	Cost(s) Frais
<p>Jeannie - Marie Jewell</p> <p>v.</p> <p>Salt River First Nation #195</p> <p>Application for Leave and Judicial Review (AJR)</p> <p style="text-align: right;">Total =</p>	50. ⁰⁰

Method of Payment / Mode de paiement

Account / Compte Cheque No. / N° chèque : American Express:

Dept# / # Département : MasterCard:

Org Code / Code org : Visa:

Reference Code / Code référence :

Cash / Comptant

Debit Card / Carte de débit