

15-Apr-25

COURT OF APPEAL  
REGISTRY

## COURT OF APPEAL FOR BRITISH COLUMBIA

## FORM 4

NOTICE OF APPLICATION (*RULES 13(a), 18(4), 20(3) and (4), 54(a), 58(1), 59(1), 60(2), 61(2), 63(2) )*)

Court of Appeal File No.

CA49934

[STAMP]

*The file number can be found on the upper right corner of the Notice of Appeal.*

## PARTIES TO THE APPEAL

**Appellant(s)***List the name(s) of the appellant(s) named on Form 1: Notice of Appeal.*

Phyllis Janet Tatlock, Laura Koop, Monika Bielecki, Scott Macdonald, Ana Lucia Mateus, Darold Sturgeon, Lori Jane Nelson, Ingeborg Keyser, Lynda June Hamley, Melinda Joy Parenteau and Dr. Joshua Nordine

**Respondent(s)***List the name(s) of the respondent(s) named on Form 1: Notice of Appeal.*

Attorney General for the Province of British Columbia and Dr. Bonnie Henry in her capacity as Provincial Health Officer for the Province of British Columbia

This application is in the jurisdiction of:

☒ The Court (3 Justices)☐ A Chambers Justice☐ The Registrar**To the person(s) filing the application (the *applicant*):**

If your application is before a chambers justice, check the [available chambers dates](#) on the court website and the timelines for bringing your application under the rules.

If your application is before the court or the registrar, contact the appropriate scheduler before completing this form.

Communicate with the other person(s) to ensure they are available on the requested date. Chambers applications are to be no more than 30 minutes.

**Name(s) of person(s) bringing  
the application**

Attorney General of British Columbia and Dr. Bonnie Henry in her capacity as  
Provincial Health Officer for the Province of British Columbia

**Name(s) of responding person(s) to  
be served with the application**

Phyllis Janet Tatlock, Laura Koop, Monika Bielecki, Scott Macdonald,  
Ana Lucia Mateus, Darold Sturgeon, Lori Jane Nelson, Ingeborg Keyser,  
Lynda June Hamley, Melinda Joy Parenteau and Dr. Joshua Nordine

**Location where the application  
will be heard**  
*Enter the address of the  
courthouse.*

400-800 Hornby Street  
Vancouver, British Columbia  
V6Z 2C5

**Date the application will be heard**

06/05/2025

*Chambers applications begin at 9:30 a.m.*

DD/MM/YYYY

**The applicant anticipates that this  
application will be...**  
*Check only one.*

☒ Contested

☐ Uncontested

**Enter the section(s) or rule(s) that  
you are relying on for your  
application**

*E.g., If you are applying for leave to  
appeal, enter "Section 31 of the  
Court of Appeal Act." If you are  
applying for a stay of proceedings,  
enter "Section 33 of the Court of  
Appeal Act."*

Court of Appeal Act Section 30(a)  
Court of Appeal Rule 60 - Quashing an appeal or raising a preliminary objection  
The applicants also rely on the mootness jurisprudence and the inherent  
jurisdiction of this Court.

**Enter the order(s) that you are seeking**

*E.g., "stay of proceedings" or "extension of time to file an appeal book" and any request with respect to costs. If you are seeking leave to appeal, enter "leave to appeal the order of \_\_\_\_\_."*

The respondents seek an order dismissing the appeal.

**Is an application book required?**

*See Rule 13 for leave applications and Division 2 of Part 9 of the Rules for other applications.*

☐ Yes

☒ No

**If you are not required to file an application book, list the affidavit(s) in support of this application**

*Enter the name of each person whose affidavit is being filed and the date each affidavit was sworn.*

Affidavit #1 of Nicole Mar made April 11, 2025

**Email address(es) for service of applicant(s)**

*If you provide an email address, you consent to have documents served on you by email.*

[REDACTED]

Date form completed

14-04-2025

Name of lawyer or applicant  
authorizing filing of this form

Julie K. Gibson

DD/MM/YYYY