

Case Management Call: *Caitlin Erickson et al. v. Keith Johnson et al.*

March 16, 2023

BEFORE JUSTICE N. BARDAI

QBG. SA 766-2022 – FIAT

Appearances by telephone :

Samuel Edmonson Michael Scharfstein	for the Plaintiffs
James Ehmann K.C. and Mustafa Ghorri	for John Thuringer
Gordon Kuski K.C. and Amanda Quayle K.C.	for Mile Two Church Inc.
Daniel N. Tangjerd	for John Olubobokun and Simbo Olubobokun
Mark Vanstone	for Ken Schultz, Elaine Schultz, James Randall and Catherine Randall and Duff Friesen
Kaylea M. Dunn K.C.	for Fran Thevenot
Scott Spencer	for Aaron Benneweis and Deidre Benneweis
Erin Little	for Nathan Schultz
Leah Bykowsky	for Nathan Rysavy and Lou Brunelle
Todd Parlee	for Darcy Schuster
Jared Bidden	for The Government of Saskatchewan
Randy Klein	for Tracey Johnson
Adam Touet	for Randy Donauer
Jared Epp	for Kevin MacMillan and Ann MacMillan
Candace Grant	for Stephanie Case

There are three issues before the Court:

- 1) The Defendant, Mile Two Church Inc. has applied to seek that the requirement to file defences be adjourned until after the issue of certification is decided;
- 2) The Defendant, John Thuringer has applied for further and better particulars and there is a question as to whether or not demands for further and better particulars should be answered before or after certification;
- 3) Although there are only two applications before the Court at present, a number of defendants have been noted for default and there is an issue as to the appropriate process these defendants are to follow in order to ask the Court for such default to be set aside and whether such relief should be granted.

In terms of process, the issues will proceed as follows:

- 1) Argument in respect of whether defences should be delayed and whether the plaintiffs are required to answer demands for particulars prior to certification will be argued on **July 7, 2023 at 10:00 a.m.** in Saskatoon. The timeline for these applications will be as follows:
  - a. The applicant, Mile Two Church Inc. shall file its brief and any other materials upon which it seeks to rely by April 14, 2023;
  - b. The applicant, John Thuringer shall likewise file his brief and any other materials upon which he seeks to rely in respect of his application by April 14, 2023;
  - c. The balance of the defendants shall file any brief or material on which they rely in respect of the Mile Two Church Inc. application and/or the John Thuringer application by May 5, 2023
  - d. The Plaintiff shall file any material and brief upon which it seeks to rely in respect of both applications by June 2, 2023
  - e. Any reply material in respect of either application to be filed by June 16, 2023

f. Argument to proceed on July 7, 2023 at 10:00 a.m. in Saskatoon.

- 2) In terms of those defendants who have been noted for default, a call between Plaintiffs counsel and counsel for Defendants who have been noted for default will be held on **April 17, 2023 at 8:30 a.m.** to discuss the process to be followed for the purposes of that issue to be decided. That said, the Plaintiffs have consented to those defendants who have been noted for default appearing and making submissions in respect of the July 7, 2023 hearing, regardless of whether or not the issue of these Defendants having been noted for default is resolved by that date.

Bardai J.