

Federal Court



Cour fédérale

Date: 20211102

Docket: T-1664-19

Ottawa, Ontario, November 2, 2021

PRESENT: Mr. Justice Gascon

PROPOSED CLASS PROCEEDING

BETWEEN:

IRENE BRECKON and GREGORY SILLS

Plaintiffs

and

**ALSAKER AS, ALSAKER FJORDBRUK AS, BREMNES
SEASHORE AS, CERMAQ CANADA LTD., CERMAQ GROUP AS,
CERMAQ NORWAY AS, CERMAQ US LLC, GRIEG SEAFOOD
ASA, GRIEG SEAFOOD BC LTD., LERØY SEAFOOD AS, LERØY
SEAFOOD USA INC., MARINE HARVEST ATLANTIC CANADA
INC., MOWI ASA, MOWI CANADA WEST INC., MOWI
DUCKTRAP, LLC, MOWI USA, LLC, NORDLAKS HOLDING AS,
NORDLAKS OPPDRETT AS, NOVA SEA AS, OCEAN QUALITY
AS, OCEAN QUALITY NORTH AMERICA INCORPORATED,
OCEAN QUALITY PREMIUM BRANDS, INC., OCEAN QUALITY
USA INC. and SALMAR ASA**

Defendants

ORDER

UPON MOTION dated October 4, 2021, made in writing by the Plaintiffs pursuant to Rule 369 of the *Federal Courts Rules*, SOR/98-106, in which the Plaintiffs seek an Order to

discontinue its proceeding against Scottish Sea Farms Ltd. [SSF] and to amend the style of cause accordingly;

AND UPON having reviewed the materials contained in the Plaintiffs' motion record;

AND UPON considering SSF's consent to this motion;

AND UPON noting that the Plaintiffs and SSF have agreed that the parties reserve all of their rights regarding the claims made against SSF and SSF's defences to those claims;

AND UPON noting that SSF has agreed not to oppose any motion for leave to obtain post-certification documentary and oral discovery from SSF as a non-party that the Plaintiffs may bring;

AND UPON considering the parties' agreement that there be no costs awarded on this motion;

THIS COURT ORDERS that:

1. The Plaintiffs' motion is granted.
2. This proposed class action proceeding is discontinued against Scottish Sea Farms Ltd.
3. The style of cause is amended to remove Scottish Sea Farms Ltd. as a Defendant to this proceeding.

4. No costs are awarded on this motion.

"Denis Gascon"

Judge