

ABORIGINAL DAY SCHOOL CLASS ACTION GARRY MCLEAN v. HER MAJESTY THE QUEEN

In 2009, Garry McLean started a legal action regarding the forced attendance of Aboriginal students at Indian Day Schools across Canada. This proposed national Class Action is the first of its kind and seeks compensation for the damages and abuses suffered by all Indian Day School students who were forced to attend Indian Day Schools and were excluded from the Indian Residential Schools Settlement Agreement.

What is an Indian Day School?

Indian Day Schools include all those day schools established or designated as such by the federal Department of Indian Affairs in which Aboriginal students across Canada were required to attend by law (*Indian Act*), and were funded in part or solely by the federal government. Unlike Indian Residential Schools, Aboriginal students did not reside at Indian Day Schools. Only in very limited circumstances (seasonal weather conditions etc.) would a student reside at an Indian Day School.

Church involvement in Indian Day Schools

In most cases, Indian Day Schools were operated and maintained by the very same religious organizations administering Indian Residential Schools. This included Roman Catholic, Church of England, Methodist and Presbyterian denominations.

Abuse and damages at Indian Day Schools

Aboriginal students who attended Indian Day Schools have reported suffering the very same types of abuses experienced by those Aboriginal students who attended Indian Residential Schools. In this regard, Indian Day School students have reported suffering severe physical, sexual, mental and psychological abuse by teaching staff, officials, students and other third parties. Families of these students suffered the same types of damage as the families of Indian Residential School Survivors. This is in addition to the systemic harm and damage inflicted upon Aboriginal culture and languages.

Who is covered by the McLean Class Action?

The McLean Class Action covers Aboriginal students who attended Day Schools that operated separate and apart from Indian Residential Schools.

To date, there is no other national class proceeding which has sought or obtained compensation for the damages suffered by Indian Day School Survivors and their families.

Is there a deadline to register for the Class Action?

No, there is no deadline to register. However, as soon as an individual is registered, he/she begins to receive updates and information.

Are there any fees or costs to being a Class Member?

There are no legal fees or costs payable by you.

How long do Class Actions take?

Each Class Action is different. Class Actions may take several years to settle depending on the circumstances.

How will I be compensated?

Once there is a settlement and it is approved by the Court, there will a mechanism set up by the Court for determining and distributing the amount of compensation.

What if I do not remember the Indian Day School(s) or year(s) I attended?

Try to provide as much information as you can remember. Additional research will be completed at a later stage to verify the school(s) and year(s) that you attended.

Who can I contact to get more information about this Class Action?

The Plaintiffs in this matter are represented by class counsel Robert Winogron and Jeremy Bouchard of the law firm Gowling WLG (Canada) LLP. Mr. Winogron and Mr. Bouchard have over 30 years of combined legal experience in the area of Aboriginal Law and Litigation. Gowling WLG is a national law firm which is consistently recognized for its representative work on behalf of First Nations and Aboriginal organizations across Canada.

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Toll Free Number: 1 (844) 539-3815

Indian Day School Class Action Website: gowlingwlg.com/dayschool

Representative Plaintiffs' Website: <http://www.indiandayschools.com>

Mailing Address

Gowling WLG (Canada) LLP
160 Elgin Street
Suite 2600
Ottawa Ontario K1P 1C3

Law Firm Website: www.gowlingwlg.com

60s SCOOP – Registration Information

There is no application form just yet as it is entering the final legal process and must be authorized in the court system this May 2018. However, Canada has already agreed to release \$800,000 000 (eight-hundred million).

The lawyers listed below are collecting names to be put on an e-mail list to ensure people affected get the most up-to-date information and will be included in the claim process once it begins.

The website for info is:

www.sixtiesscoopsettlement.info

Basically if you were removed from your reserve and placed in a foster home off reserve during 1951 - 1991 you can qualify for a settlement.

The lawyer familiar with our area is Koskie Minsky Justice Matters law firm
[1-855-595-2626](tel:1-855-595-2626) or Fax: [416-204-2897](tel:416-204-2897)

www.kmlaw.ca/federal-court-sixties-scoop-class-action

This firm will require these 7 things for those who wish to apply

1. Full name
2. Telephone number
3. Mailing address
4. Email address
5. Date of Birth
6. Location of reserve where you were removed from
7. Willingness to speak to lawyer for future information

I will keep you posted as I learn more. The approval of this process must pass through court in May 2018 after that they will be issuing forms and processing claims. There will likely be a deadline to when these forms can be submitted.

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If you wish to get more information or join this class action, please complete this form or feel free to contact our law firm toll free at 1 (844) 539-3815.

Filling out this form does not create any financial obligation for you and does not make you a client of Gowling WLG (Canada) LLP. Any information that you provide will be kept in strict confidence and will not be shared with any other parties without your consent. If you are a member of the proposed class and potentially entitled to receive any compensation, you will be required to complete an official Claim Form at a later date.

First Name: _____

Last Name: _____

Maiden Name: _____

Other names you are known by? _____

Male _____ Female _____

Date of Birth: _____

Your Email: _____

Address: _____

City/Town: _____

Province/State: _____

Postal/ZIP Code: _____

Country: _____

Home Phone: _____

Cell Phone: _____

Fax: _____

Where and how should we contact you? _____

General dates during which day school was attended and name of school?

Dates Attended

Name of School/Province

Please indicate the nature of the abuse(s) you experienced while at Day School?

- Physical Abuse (hitting, ear pulling, strapping, etc)
- Severe Physical Abuse (loss of consciousness, impairment, hospital treatment, scars, etc)
- Sexual Abuse
- Emotional/Mental Abuse
- Other (Please specify in following "additional comments" section below)

Any additional comments:

Please return the completed form by mail, fax or email as per below:

Gowling WLG (Canada) LLP
160 Elgin Street, Suite 2600
Ottawa, ON K1P 1C3
Attention: Christina Ruest

Fax#: 1-613-563-9869, Attention: Christina Ruest

Email: christina.ruest@gowlingwlg.com

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