



Date: 20250721

Docket: T-110-23

Ottawa, Ontario, July 21, 2025

PRESENT: Mr. Justice Pentney

BETWEEN:

MICHEL THIBODEAU

Applicant

and

**AUTORITÉ AÉROPORTUAIRE DE
RÉGINA**

Respondent

ORDER

UPON the informal request by the Respondent, the Regina Airport Authority [RAA], by letter dated March 12, 2025 (which letter was sent to the Court for disposition on June 24, 2025) for an extension of the stay of this proceeding that was granted on April 17, 2024 (*Thibodeau v. Autorité aéroportuaire de Régina*, 2024 FC 467):

CONSIDERING that:

1. The RAA submits that the stay of the proceedings was granted on the basis that two cases raising similar legal issues were then before the Federal Court of Appeal, and considering the state of readiness of the appeals as opposed to the present matter, it

- was in the interests of justice to stay the current proceeding until the Federal Court of Appeal issued its decisions in the other cases;
2. The RAA indicates that since that time, the Federal Court of Appeal has dismissed the appeals, and the Airport Authorities have brought applications for leave to appeal to the Supreme Court of Canada. These applications for leave have not yet been determined.
 3. The relevant citations for these cases are:
 - *Edmonton Regional Airports Authority v. Thibodeau*, 2024 FCA 196, leave to appeal to SCC Case No.: 41645;
 - *St. John's International Airport Authority v. Thibodeau*, 2024 FCA 197, leave to appeal to SCC Case No.: 41651;
 4. The RAA submits that the stay of the proceeding should be extended for substantially the same reasons as it was originally granted: given the similarity between the present matter and the cases under appeal, and the relatively early stage of this proceeding, it is in the interests of justice to extend the stay of this proceeding;

AND CONSIDERING that the RAA has advised that the Applicant does not oppose the request to extend the stay of proceedings until 60 days after the leave to appeal applications are dismissed, or in the alternative if leave to appeal is granted, until 60 days after the release of the decisions on the merits of the appeals to the Supreme Court of Canada;

AND CONSIDERING that I am persuaded, largely for the same reasons set out in the original decision granting RAA’s request for a stay of the proceeding, that it is appropriate and just to extend the stay of proceedings, in light of the circumstances outlined above.

THEREFORE:

THIS COURT ORDERS that:

1. The Respondent’s request for an extension of the stay of proceedings granted on April 17, 2024, is hereby granted.
2. The stay granted on April 17, 2024, is hereby extended until the earlier of (a) 60 days after leave to appeal to the Supreme Court of Canada in one or both of the decisions under appeal* is denied; or (b) if leave to appeal in one or both of the decisions under appeal* is granted, until 60 days following the release of the Supreme Court of Canada decision(s) in the appeal(s).

[*for the purposes of this Order, the “decisions under appeal” are: *Edmonton Regional Airports Authority v. Thibodeau*, 2024 FCA 196, leave to appeal to SCC Case No.: 41645; and *St. John's International Airport Authority v. Thibodeau*, 2024 FCA 197, leave to appeal to SCC Case No.: 41651]

3. No costs are awarded.

“William F. Pentney”

Judge