

Tk'emlups and Sechelt Day Scholar Class Action Support Groups

AFN, UBIC, TRC, FSIN fully morally and politically support the Day Scholar Class Action and continue to gain support from other First Nation in Canada.

With Team Work we Create Action & Pride.

United we "paddle" together for justice, healing and absolute wellness for our day scholars and our nations.

We continue to encourage support from all First Nations and interested parties to paddle with us morally, politically, spiritually and financially.



GET INVOLVED:

We continue to encourage moral, financial, political and spiritual support from all Nations and interested parties.

CONTACT US

Jo-Anne Gottfriedson
TteS Day Scholar Coordinator
200-330 Chief Alex Thomas Way
Kamloops, BC V2H 1H1
Phone: 250-828-9788
jo-anne.gottfriedson@kib.ca
www.tkemlups.ca

Garry Feschuk
Hereditary Chief/Councilor
shíshálh Nation (Sechelt)
Phone: 604-885-2273
gfeschuk@secheltnation.net



DAY SCHOLAR CLASS ACTION

2015

TteS & SIB together we will achieve
justice for our Day Scholars



"Healing one heart,
one mind & one spirit
at a time"

WHO IS A DAY SCHOLAR

- Defined in our litigation as an individual who attended a federally owned and operated Indian Residential School ("IRS") but did not live at the school.
- Day Scholars were prohibited from speaking their language or practicing their culture.
- Many experienced sexual, physical, spiritual, and emotional abuse.
- Continue to suffer from long-term effects of the Residential School Policy.



THE PLAINTIFF CLASSES

Three different classes of Plaintiffs seeking redress in the litigation:

- The "Survivor Class" means Day Scholars of the Kamloops IRS and Sechelt IRS.
- The "Descendant Class" means children and descendants of the Survivor Class.
- The "Band Class" means the entirety of the Sechelt and Tk'emlúps Bands.

THE NATURE OF THE CLAIM

- Seeking a declaration that, in operating the residential schools program, Canada breached fiduciary, constitutional common law, and statutory duties to the plaintiffs and their aboriginal rights.
- Seeking damages for the cultural, linguistic, and social losses caused by the government's actions.

PROGRESS TO DATE

- Canada brought procedural motions before the certification hearing.
- The certification motion took place April 13-16, 2015 in Federal Court.

THE CERTIFICATION HEARING

- The hearing was over four days in Federal Court in Vancouver.
- Chiefs from across the country attended to show support.
- Community members, survivors and descendants also attended.
- We expect the decision by Fall 2015.

An Ongoing Need for Reconciliation

- Day Scholars are ineligible to receive the Common Experience Payment (CEP).
- Day Scholars were also left out of the apology of Prime Minister Harper for the harms inflicted on students by the Residential School Policy.

POST-CERTIFICATION

- When the case is certified, we will go to trial where a judge will determine whether the classes should be compensated for the claimed losses.
- The parties (the classes and the Crown) may negotiate a settlement.
- Either party may appeal the decision.
- Once the case is certified First Nations will have the opportunity to Opt In or Out of the Day Scholar Class Action.
- TteS & SIB are open to meet & discuss with other First Nations who are interested in Opting In to the Day Scholar Class Action.

