



900 – 840 Howe Street
Vancouver, BC V6Z 2S9

Telephone: (604) 666-0110
Facsimile: (604) 666-1585

Our File: 7755923

June 15, 2015

Federal Court
701 West Georgia Street
Vancouver, British Columbia
V7Y 1B6

Attention: Courts Administration Services

Dear Sir/Madam:

**Re: ALANI, Aniz v. Canada
Federal Court File No. T-2506-14
Respondents' Response to Rule 317 Request for Certified Tribunal Record**

On May 25, 2015, the Applicant, Mr. Alani, filed an amended Notice of Application for “judicial review in respect of the decision of the Prime Minister, as communicated publicly on December 4, 2014, not to advise the Governor General to summon fit and qualified Persons to fill existing Vacancies in the Senate.” In my capacity as counsel for the Respondents, I write in respect of the Applicant’s Rule 317 request for a certified tribunal record contained in this amended Notice of Application which is worded as follows:

THE APPLICANT REQUESTS the Prime Minister of Canada to send a certified copy of the record of all materials placed before and considered by the Prime Minister of Canada and the Queen’s Privy Council for Canada in making the decision not to advise the Governor General to fill the currently existing Vacancies, to the applicant and the Registry.

In response to this Rule 317 request, the Respondents advise that there was no “decision not to advise the Governor General to fill the currently existing [Senate] Vacancies” as alleged by Mr. Alani. Accordingly, Rule 317 is not applicable (as per *Alberta Wilderness Association v. Canada*, 2013 FCA 190) and no material will be transmitted to either the Registry or the Applicant pursuant to Rule 318.

Yours sincerely,

Jan Brongers
Senior General Counsel, B.C. Regional Office

JB/tm

c.c. Aniz Alani
Applicant