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MEMORANDUM

1745-42-7 (CPRM)

13 Nov 92

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ADM(Per)

SETTLEMENT OF REMAINING
HOMOSEXUAL COURT ACTIONS

1. With the settlement of the case of former Lt Michelle Douglas and the cancellation of CF policies restricting the service of homosexuals, there is a requirement to settle the four remaining cases before the Federal Court of Canada. As well, there may be a requirement to settle additional cases should there be further actions launched by individuals eligible to do so.

2. In theory, there could be up to 76 such actions (approximately 61 former members released for reasons of homosexuality since 17 Apr 85 (the date Section 15 of the Charter came into force) plus 15 serving members who were being held under the interim policy on 27 Oct 92, the day the policies were cancelled). In practice, there are likely to be far fewer. Regardless of the number, the process will involve detailed review of the circumstances of each case and, through Dept of Justice counsel, the conduct of negotiations with counsel for each plaintiff leading to individually tailored settlement offers. The process is likely to be time-consuming and, in some cases, may require quick decisions to take advantage of time-limited counter offers. Throughout, DGPP staff and JAG staff will collaborate closely to ensure the most advantageous settlement for the CF.

② DGPP

Note approval

Plse proceed.

[Signature]
18 Nov 92

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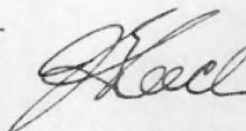
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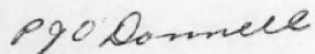
3. It is recommended that DGPP be designated to act as your agent in this matter and that he be authorized to provide your concurrence with any settlement offer up to, but not exceeding, the offer accepted by Ms Douglas. If you concur, DGPP will provide periodic reports on the settlement of these outstanding cases.

*(This policy focus designation
will also incl coord with DPMS
to ensure compatibility with
other settlements)*



J.G. Leech
MGen
CPRM
995-7744

Approved / ~~Not Approved~~



P.J. O'Donnell
LGen
ADM(Per)
992-7582

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