



CJC File: 19-0482

21 April 2020

Mr Frédéric Bastien
[REDACTED]

By email: [REDACTED]

Dear Mr Bastien:

This is to acknowledge receipt of your correspondence of 28 November 2019 in which you make a complaint against the Honorable Nicole Duval Hesler, Chief Justice of Québec. Your allegations relate to the matter of *Hak v. Attorney General of Québec*.

In accordance with the *Canadian Judicial Council Procedures for the Review of Complaints or Allegations About Federally Appointed Judges of the Canadian Judicial Council* (Council), I referred your correspondence to the Honourable Glenn D. Joyal, Chief Justice of the Court of Queen's Bench of Manitoba and Vice-Chair of the Judicial Conduct Committee of the Council. Chief Justice Joyal has directed me to provide you with this response.

Chief Justice Joyal received confirmation that as of 8 April 2020, Chief Justice Duval Hester has retired and is no longer a judge. He further notes that the Council's past practice has been to treat a judge's retirement or resignation as causing Council's jurisdiction to lapse. Thus, whether the question of Council's continuing involvement is framed as one of jurisdiction or one of mootness, Chief Justice Joyal concludes that it is not in the public interest to proceed any further with this complaint. The complaint is therefore permanently stayed.

I trust that the above information provides you with clarity on the mandate of the Council.

Yours sincerely,

Original signed

J. Michael MacDonald
Acting Executive Director




CJC File: 19-0497

21 April 2020

Ms Diane Guilbault
President
PDF Québec



By email: 

Dear Ms Guilbault:

This is to acknowledge receipt of your correspondence of 2 December 2019 in which you make a complaint against the Honorable Nicole Duval Hesler, Chief Justice of Québec. Your allegations relate to the matter of *Hak v. Attorney General of Québec*.

In accordance with the *Canadian Judicial Council Procedures for the Review of Complaints or Allegations About Federally Appointed Judges* of the Canadian Judicial Council (Council), I referred your correspondence to the Honourable Glenn D. Joyal, Chief Justice of the Court of Queen's Bench of Manitoba and Vice-Chair of the Judicial Conduct Committee of the Council. Chief Justice Joyal has directed me to provide you with this response.

Chief Justice Joyal received confirmation that as of 8 April 2020, Chief Justice Duval Hester has retired and is no longer a judge. He further notes that the Council's past practice has been to treat a judge's retirement or resignation as causing Council's jurisdiction to lapse. Thus, whether the question of Council's continuing involvement is framed as one of jurisdiction or one of mootness, Chief Justice Joyal concludes that it is not in the public interest to proceed any further with this complaint. The complaint is therefore permanently stayed.

I trust that the above information provides you with clarity on the mandate of the Council.

Yours sincerely,

Original signed

J. Michael MacDonald
Acting Executive Director