

IN THE SUPREME COURT OF THE YUKON TERRITORY

Citation: *Yukon (Government of) v. United Keno Hill Mines et al*
2004 YKSC 70

Date : 20040928
Docket : S.C. No. 04-A0005
Registry: Whitehorse

IN THE MATTER OF THE *JUDICATURE ACT*, RSY 2002, c. 128

**AND IN THE MATTER OF THE *CANADA BUSINESS CORPORATIONS ACT*,
R.S.C. 1985, c.C-44**

**AND IN THE MATTER OF THE *BANKRUPTCY AND INSOLVENCY ACT*,
R.S.C. 1985, c.B-3**

Between:

**GOVERNMENT OF YUKON and
HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED
BY THE MINISTER OF INDIAN AND NORTHERN AFFAIRS**

Petitioners

And:

**UNITED KENO HILL MINES LIMITED and
UKH MINERALS LIMITED**

Respondents

Before: Mr. Justice R.S. Veale

Appearances:

John Sandrelli

John Porter

David Mitchell and Laurie Henderson

Paul Lackowicz

Murray Leitch

Murray Leitch, agent for Keith Parkkari

James Tucker

PricewaterhouseCoopers Inc.

Her Majesty the Queen in Right of Canada

Government of Yukon

Yukon Energy Corp. and

MacKenzie Petroleum Ltd.

Nacho Nyak Dun Development Corporation

12094 Yukon Inc.

Duncan's Limited

Mayo Bigway Foods Ltd.

Maverick Minerals Corp.

Energold Minerals Inc.

Richter & Partners Inc.

McCarthy Tetrault, Gowling Lafleur Henderson

**MEMORANDUM OF RULING
DELIVERED FROM THE BENCH**

[1] VEALE J. (Oral): This is an application to settle my Order of September 10, 2004, approving the marketing plan.

[2] The only matter of contention is the wording in paragraph 4 of the draft Order. In my view, to conform with the judgment I have written, paragraph 4 should have a period placed after the word “priority” in line four (4) and the balance of that paragraph should be deleted.

[3] That is my judgment, my ruling.

VEALE J.