

No. S-087449
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

OLIVIA PRATTEN

PLAINTIFF

AND:

ATTORNEY GENERAL OF BRITISH COLUMBIA
and COLLEGE OF PHYSICIANS AND
SURGEONS OF BRITISH COLUMBIA

DEFENDANTS

Brought under the Class Proceedings Act

ORDER

BEFORE) THE HONOURABLE) Thursday, the
) MADAM JUSTICE GEROW) 18th day of
)) December, 2008

THE APPLICATION of the Plaintiff, Olivia Pratten, coming on for hearing at Vancouver, British Columbia on Thursday, the 18th day of December, 2008, and upon hearing Sean Hern, counsel for the Plaintiff, and no one appearing for the Respondents, though duly served:

THIS COURT ORDERS THAT:

- (1) These Orders apply to all persons who reasonably have notice of them.
- (2) In these Orders, the following definitions apply:

“gamete” means a human egg or sperm.

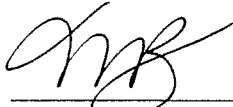
“Gamete Donor” means a person, whether alive or deceased, who provided one or more gametes which were used in artificial insemination procedures and which resulted in the conception and birth of a child by a woman who is not the gamete donor’s spouse or sexual partner.

“social history” includes a person’s ancestry, culture, language, religion, race and ethnicity.

“Gamete Donor Records” means records created or maintained by persons who administered artificial insemination procedures which record:

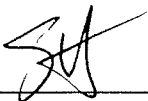
- (a) the identity, medical history and/or social history of Gamete Donors;
 - (b) the identity of patients who were impregnated through the use of gametes from Gamete Donors and the identity of the Gamete Donor from whom the gametes were received; and
 - (c) the identity of each child conceived from a specified Gamete Donor’s donated sperm or egg.
- (3) An interlocutory injunction is hereby ordered prohibiting the destruction, disposal, redaction or transfer out of British Columbia of Gamete Donor Records by any person until the conclusion of this proceeding or further order of the Court.
- (4) Any person affected by these Orders has leave to apply to this Court, with 14 days notice to the Plaintiff, the Attorney General of British Columbia and the College of Physicians and Surgeons of British Columbia, to set aside or vary these Orders.

BY THE COURT

District Registrar

APPROVED AS TO FORM:



Solicitor for the Applicant

No one appearing for the Respondents.



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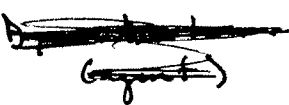
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SXH/tw

West Coast 

File no.: 27135-001

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