VANCOUVER DEC 1 6 2009 COUNT OF APPEAL

Court of Appeal File No.: Supreme Court File No.: S-090663
Supreme Court Registry: Vancouver

REG	191111	COURT OF A	PPEAL		
BETWEEN:					
	Cambie Surgeries Co	rporation			
					Appellant (Plaintiff)
AND:					
	Medical Services Con Health Services of Br British Columbia		, -		
				e de la companya de l	Respondents (Defendants)
AND:					
	Specialist Referral C	linic (Vancouver) Inc.		
				(Defendant by	Respondent Counterclaim)
		NOTICE OF A	PPEAL		
TAKE NOTIO	CE THAT the Appella	nt, Cambie Surg	eries Corporati	on, hereby appea	als to the
Court of App	eal for British Columb	ia from the order	of the Honou	able Madam Jus	stice Lynn
Smith of the S	Supreme Court of Briti	sh Columbia pro	nounced the 1	7th day of Nove	mber, 2009, at
Vancouver, B	ritish Columbia.				
1. The ag	ppeal is from a:				
	Trial Judgment		Summar	y Trial Judgmen	ıt
	Order of a Statuto	ory Body x	Chambe	rs Judgment	
	appeal is from an appe aker of the original dec			e Supreme Cour	t Rules, name

3.	3. Please identify which of the following is involved in the appeal:							
[Constitutional/ Admir	nistrative x	Civil Procedure		Commercial			
[Family		Divorce		Family Relations Act			
[Corollary Relief in a		Other Family					
[Motor Vehicle Accid	ents	Municipal Law		Real Property			
[Torts		Equity		Wills and Estates			
(The D	ivorce Registry will, a	s applicable, b	e notified by the	Court of	Appeal Registry on filing if			
the app	eal involves divorce, o	corollary relies	f in divorce proce	eding or	matters under the Family			
Relatio	ns Act)							
And fi	wther teles notice that t	ha Court of A	nnaal xxill ha may	wad at tha	hearing of this appeal for			
		ne Court of A	ppear will be ino	veu at me	nearing of this appear for			
an orde	er that:		v.					
1.	The order dated Nove	mber 17, 2009	9 granting an inju	nction ag	gainst the Appellant be set			
	aside;	·						
2.	Costs of the appeal ar	nd in the Cour	t below.					
	:							
ine ne	aring of this proceeding	ig occupied i	day.		<i>;</i>			
DATE	D at Vancouver, Britis	sh Columbia, t	his 26th day of N	November	, 2009			
		•						
					e Appellant			
			(Califo	ie Surgeri	es Corporation)			
To the	Domondonto	MEDICAL		A ATGGT	NI OF PRITICIT			
10 the	Respondents:		SERVICES COM MINISTER OF					
	COLUMBIA, MINISTER OF HEALTH SERVICES OF BRITISH COLUMBIA AND ATTORNEY GENERAL OF BRITISH							
		COLUMBIA	Ā					
And to	their solicitors:	GEORGE C	OPLEY, Q.C.					
		Ministry of A	Attorney General					
		Legal Service			*,			
			80 Stn. Prov. Go	vt				
		1001 Dougla	as Street, C. V8V 1X4					
		v icionia, D.	J. YOY IA4		•			

To the Respondents:

SPECIALIST REFERRAL CLINIC (VANCOUVER) INC.

And to their solicitors:

WILLIAM S. CLARK

Harper, Grey, Easton & Company

Barristers & Solicitors

Box 11504, Vancouver Centre 3200 – 650 West Georgia Street Vancouver, B.C. V6B 4P7

This Notice of Appeal is given by Irwin G. Nathanson, Q.C., of the firm of Nathanson, Schachter & Thompson LLP, solicitors for the Appellant, whose address for service is Suite 750 - 900 Howe Street, Vancouver, British Columbia, V6Z 2M4, Telephone: (604) 662-8840.

To the respondents:

IF YOU INTEND TO PARTICIPATE in this appeal, YOU MUST GIVE NOTICE of your intention by filing a form entitled "Notice of Appearance" (Form 2 of the Court of Appeal Rules) in a Court of Appeal registry and serve the notice of appearance on the appellant WITHIN 10 DAYS of receiving this Notice of Appeal.

IF YOU FAIL TO FILE A NOTICE OF APPEARANCE

- (a) you are deemed to take no position on the appeal; and
- (b) the parties are not obliged to serve any further documents on you.

The filing registries for the British Columbia Court of Appeal are as follows:

Central Registry:

B.C. Court of Appeal The Law Courts 800 Smithe Street Vancouver BC V6Z 2E1

Other Registries:

B.C. Court of Appeal The Law Courts P.O. Box 9248 STN PROV GOVT 850 Burdett Ave Victoria BC V8W 1B4

B.C. Court of Appeal 223 - 455 Columbia Street Kamloops BC V2C 6K4 Inquiries should be addressed to (604) 660-2468

Fax filings: (604) 660-1951