Flight Attendants Can Bring Harassment Class Action against WestJet



To get around the workers comp bar on workers' suing their employers for harassment, a group of female flight attendants filed a class action contending that WestJet's failure to protect them from harassment was a breach of contract entitling them to money damages. The judge refused to certify the case as a class action and said that the attendants had to pursue their claims individually with the Canadian Human Rights Commission. But the attendants got the last laugh when the BC Court of Appeals reversed the lower court ruling and gave the green light for a class action [*Lewis v. WestJet Airlines Ltd*., 2022 BCCA 145 (CanLII), April 19, 2022].