

SUPREME COURT OF CANADA -- JUDGMENTS IN LEAVE APPLICATIONS
OTTAWA, 9/12/99. THE SUPREME COURT OF CANADA HAS TODAY RENDERED
JUDGMENT IN THE FOLLOWING APPLICATIONS FOR LEAVE TO APPEAL.
FROM: SUPREME COURT OF CANADA (613) 995-4330

COUR SUPRÊME DU CANADA -- JUGEMENTS SUR DEMANDES D'AUTORISATION
OTTAWA, 9/12/99. LA COUR SUPRÊME DU CANADA A RENDU JUGEMENT
AUJOURD'HUI DANS LES DEMANDES D'AUTORISATION D'APPEL SUIVANTES.
SOURCE: COUR SUPRÊME DU CANADA (613) 995-4330

27242 ANDERSON T. WALCOTT - v. - CHARLES ROACH AND DAVID AIKEN (Ont.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

**27162 GORDON CHARLES JOHNSON, EXECUTOR AND REPRESENTATIVE OF THE ESTATE
AND HEIRS OF STANLEY GORDON JOHNSON, ROBERT JOHNSON, GENEVIEVE
JULIAN AND JOHN BERNARD - v. - THE ATTORNEY GENERAL OF NOVA SCOTIA,
REPRESENTING HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF NOVA
SCOTIA (N.S.)**

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

27494 LINDA STAMOULOS - v. - EPAMINONDAS PAVLAKIS (B.C.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is dismissed .

La demande d'autorisation d'appel est rejetée.

27397 GEORGE WALTER MARCELLUS - v. - HER MAJESTY THE QUEEN (Crim.) (N.B.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

**27168 THE BRITISH COLUMBIA COLLEGE OF TEACHERS - v. - TRINITY WESTERN
UNIVERSITY AND DONNA GAIL LINDQUIST (B.C.)**

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is granted.

La demande d'autorisation d'appel est accordée.

27269 A.W. - v. - H.C.W. AND HER MAJESTY THE QUEEN (Alta.) (Crim.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for extension of time is granted. Under s. 43(1.1) of the *Supreme Court Act*, this case is remanded to the Court of Queen's Bench of Alberta to be reconsidered in accordance with the decision of this Court in *L.C. v. Brian Joseph Mills and Her Majesty the Queen* (Alta.) (26358).

La demande de prorogation de délai est accordée. En application du par. 43(1.1) de la *Loi sur la Cour suprême*, l'affaire est renvoyée devant la Cour du banc de la Reine de l'Alberta pour qu'elle l'examine de nouveau conformément à l'arrêt de notre Cour *L.C. c. Brian Joseph Mills et Sa Majesté la Reine* (Alta.) (26358).

27138 BENNETT JONES VERCHERE, GARNET SCHULHAUSER, ARTHUR ANDERSON & CO., ERNST & YOUNG, ALAN LUNDELL, THE ROYAL TRUST COMPANY, WILLIAM R. MACNEILL, R. BYRON HENDERSON, C. MICHAEL RYER, GARY L. BILLINGSLEY, PETER K. GUMMER, JAMES G. ENGDAHL, AND JON R. MACNEILL - v. - WESTERN CANADIAN SHOPPING CENTERS INC. AND MUH-MIN LIN AND HOI-WAH WU, REPRESENTATIVES OF ALL HOLDERS OF CLASS "A", CLASS "E" AND CLASS "F" DEBENTURES ISSUED BY WESTERN CANADIAN SHOPPING CENTRES INC. (Alta.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The applications for leave to appeal and cross-appeal are granted.

Les demandes d'autorisation d'appel et d'appel-incident sont accordées.

27395 MOHAMED AMEERULLA KHAN - v. - HER MAJESTY THE QUEEN (Crim.) (Man.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is granted on issues 1 to 5 set out in the application for leave to appeal.

La demande d'autorisation d'appel est accordée sur les items 1 à 5 énoncés dans la demande d'autorisation d'appel.

26358 HER MAJESTY THE QUEEN - v. - BRIAN JOSEPH MILLS and [L.C.] (Alta.)(Crim.)

CORAM: L'Heureux-Dubé, Gonthier and Bastarache JJ.

This case is remanded to the Alberta Court of Queen's Bench to be reconsidered in accordance with the decision

of this Court in *L.C. v. Brian Joseph Mills and Her Majesty the Queen* (Alta.)(26358), judgment rendered November 25, 1999.

L'affaire est renvoyée à la Cour du banc de la Reine de l'Alberta pour qu'elle l'examine de nouveau conformément à l'arrêt de notre Cour dans *L.C. c. Brian Joseph Mills et Sa Majesté la Reine* (Alta.)(26358), jugement rendu le 25 novembre 1999.

27148 **SHERRY LYNN WILSON - v. - GEOFF SCHIERBECK and SCHIERBECK PRINTING and PUBLISHING LTD.** (Alta.)

CORAM: L'Heureux-Dubé, Gonthier and Bastarache JJ.

The application for extension of time is granted and the application for leave to appeal is dismissed.

La demande de prorogation de délai est accordée et la demande d'autorisation d'appel est rejetée.

27502 **MARIA DALE GALLANT - v. - KAZIMIERZ GALLANT** (Man.)

CORAM: L'Heureux-Dubé, Gonthier and Bastarache JJ.

The application for extension of time is granted and the application for leave to appeal is dismissed.

La demande de prorogation de délai est accordée et la demande d'autorisation d'appel est rejetée.

27176 **ONTARIO NURSES' ASSOCIATION - v.- ORILLIA SOLDIERS' MEMORIAL HOSPITAL and SAULT STE. MARIE GENERAL HOSPITAL** (Ont.)

CORAM: Major, Binnie and Arbour JJ.

The application for leave to appeal is dismissed with costs. The application for leave to cross-appeal is dismissed.

La demande d'autorisation d'appel est rejetée avec dépens. La demande d'autorisation d'appel-incident est rejetée.

27180 **BERT MOXHAM - v.- HER MAJESTY THE QUEEN IN RIGHT OF CANADA, SOLICITOR GENERAL OF CANADA and BRIAN KEGLER** (F.C.A.)

CORAM: Major, Binnie and Arbour JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27127 **MARILYN FERREL, SANDRA WHITING, GRACE EDWARD GALABUZI and KIRSTEN LANGE - v.- ATTORNEY GENERAL FOR ONTARIO** (Ont.)

CORAM: Major, Binnie and Arbour JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

27150 LORNE BROWN, DONALD PETERSEN, TERO RAMPANEN and 689571 ONTARIO LIMITED, operating as SOVEREIGN PROPERTY CORPORATION - v. - REGIONAL MUNICIPALITY OF DURHAM POLICE SERVICE BOARD (Ont.)

CORAM: Major, Binnie and Arbour JJ.

The application for leave to appeal is granted.

La demande d'autorisation d'appel est accordée.

27154 MARY GLASS, HIN F. KO, MABEL W. KO, ROY WESTWICK, GWYNETH M. WESTWICK, KERRY-LYNNE FERRIS, STEPHEN W. FINDLAY, NORAH C. FINDLAY, JERRY JANES, DIANA JANES, GREGORY PAPPAS, TASIE PAPPAS, SOLON S. WANG, PETER M. LEE, HERBERT M. LEWIS, ALEXANDER KALINOWSKI, KATARINA KALINOWSKI, JOHN W. WHITEFOOT, SHEILA M. WHITEFOOT, LISBET MACKAY, PIERRE DOW, MONA MCKINNON, WONG L. LEE, MAN-LOONGI LEE, JOHN M. GLAISERMAN, JUAN L. G. CAM, ELIZABETH C. CAM, EVELYN M. MURRAY, WILLIAM T. ZIEMBA, JAMES R. THOMPSON, ANN B. THOMPSON, YUM C. LAU, IRENE LAU, JAMES Y. P. KING, TJIN K. TAN, EIJI MURAKAMI, MIYAKO MURAKAMI, THOMAS W. F. FUNG, AMY M. L. CHAN, GERTRUDE HENNEKEN, HANS T. HENNEKEN, HOWARD G. ISMAN, MARJORIE E. ISMAN, STANLEY EVANS, DOROTHY EVANS, KHI YOENG TJIN, WEN-TIEN TAI, KUI-HSIANG HUANG, PHYLLIS WEINSTEIN, PATRICIA LAI, WILFRED E. PATTON, JEAN M. PATTON, ATILIO GIRARDI, MARY GIRARDI, IRMA E. BOULTER, GEORGE S. BOULTER, JOHN G. CRAGG, OLGA B. CRAGG, HOWARD E. CADINHA, ARLENE B. CADINHA, MARIA C. ORMOND, DOUGLAS R. EYRL, JUDITH F. EYRL, CHEUNG K. CHOI, CHAN P. K. CHOI, CELIA KAN, CECIL S. C. KAN, RAMON Y. KAN, HELENA KAN, LESLIE BARA, OTTILIA BARA, ALFRED K. LEE, ESTHER K. LEE, DIANA W. C. SUNG, DONALD C. GRAHAM, WINNIFRED A. GRAHAM, RONALD J. MACKEE, ALEXANDER H. WONG, STELLA L. WONG, EDWARD B. HUYCK, DOROTHY A. HUYCK, FREDERICK S. EDY, ELLEN V. EDY, VICTOR H. HILDEBRAND, JOHN E. EGAN, CHI K. CHING, SIU Y. CHAN, LAVENDER CHU, FREDERICK CHU, GEORGE E. RUSH, ANN L. RUSH, HERTA J. NEUMANN, CORNELIUS NEUMANN, JAMES A. FORSYTHE, DIANE R. FORSYTHE, PETER J. FUNK, ELIZABETH FUNK, ELFRIEDE MACHEK, ADELHEID MACHEK, LILLIAN P. TOEWS, HUI C. KEUNG, PATRICIA H. K. S. WAH, VADILAL J. MODI,

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MIRA V. MODI, CHARLES H. SHNIER, ELAINE C. SHNIER, AGNES P. C. SHEN, CAROL M. LAU, DENNIS LAU, MARJORIE MCCLELLAND, ARTHUR NEE, LAURA T. NEE, DONALD W. SCHEIDEMAN, KATHRYN M. SCHEIDEMAN, WILLIAM N. KING, ALLAN J. HUNTER, GRACE K. HUNTER, GRACE NG, IRVING GLASSNER, NOREEN G. GLASSNER, PRISCILLA FRATKIN, NANCY B. BERNER, GREGORY HRYHORCHUK, DARCY L. HRYHORCHUK, ASTLEY E. SMITH, BETTY ANN SMITH, LILY R. ENG - v. - MUSQUEAM INDIAN BAND and CHIEF JOSEPH RALPH BECKER, ERNIE CAMPBELL, WAYNE SPARROW, LEONA M. SPARROW, NOLAN CHARLES, MARY CHARLES,

JOHNNA CRAWFORD, GAIL Y. SPARROW, MYRTLE MCKAY, LARRY GRANT and HER MAJESTY THE QUEEN (F.C.A.)(B.C.)

CORAM: Major, Binnie and Arbour JJ.

The application for leave to appeal is granted. The application for leave to cross-appeal is granted.

La demande d'autorisation d'appel est accordée. La demande d'autorisation d'appel-incident est accordée.

27506 **TATIANA TABATADZE - v. - THE MINISTRY OF EMPLOYMENT AND IMMIGRATION**
(F.C.A.)(Ont.)

CORAM: Major, Binnie and Arbour JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

27290 **FRANS G.A. DEROY and THIERRY VAN DOOSELAERE as Trustees in Bankruptcy of ABC Containerline N.V., The Owners, Charterers and all others interested in The Ship "BRUSSEL" and THE SHIP BRUSSEL - v. - HOLT CARGO SYSTEMS INC.** (F.C.A.)(Qué.)

CORAM: Major, Binnie and Arbour JJ.

The application for leave to appeal is granted.

La demande d'autorisation d'appel est accordée.
