

**COURT OF APPEAL**

**COUR D'APPEL**

**OF**

**DU**

**NEW BRUNSWICK**

**NOUVEAU-BRUNSWICK**



***List of Cases for the  
September 2009 sitting***

***Le rôle pour la session du mois  
de septembre 2009***

***Court of Appeal  
P.O. Box 6000  
Fredericton, NB  
E3B 5H1***

***Cour d'appel  
C.P. 6000  
Fredericton, (N.-B.)  
E3B 5H1***

**TUESDAY, SEPTEMBER 8 / LE MARDI 8 SEPTEMBRE**  
**10:00 a.m. / 10h**

**COURTROOM / SALLE #6**

**(DESCHÊNES, \*RICHARD AND/ET BELL, J.J.A.)**

- 62/06/CA and**  
**143/07/CA**
1. Roy Murray ) **Roy Murray,**  
- and - ) *per se*  
Her Majesty The Queen ) **Jeffrey L. Mockler, Q.C.,**  
 ) *for the Respondent*
- 72-09-CA**
2. Jonathan S. Staples ) **Edward L. Derrah,**  
- and - ) *for the Appellant*  
Her Majesty The Queen ) **Hilary J.A. Drain, Q.C.,**  
 ) *for the Respondent*
- 145/06/CA**
3. James D. Taylor ) **James J. Matheson,**  
- and - ) *for the Appellant*  
Her Majesty The Queen ) **Lucie N. Mathurin-Ring,**  
 ) *for the Respondent*

**No.4 Removed pursuant to Notice of Abandonment dated August 11, 2009 /**  
**Un avis d'abandon en date du 11 août 2009.**

- 46-09-CA**
5. Rock Ronald Godin ) **Rock Ronald Godin,**  
- et - ) *per se*  
Sa Majesté la Reine ) **Pierre F. Roussel,**  
 ) *avocat de l'intimée*

**2:00 p.m. / 14h**

**COURTROOM / SALLE #6**

**(\*ROBERTSON, BELL AND/ET QUIGG, J.J.A.)**

**43-09-CA**

6. Her Majesty The Queen ) **T. William Morrissy,**  
- and - ) for the Appellant  
Larissa Wiley ) **Larissa Wiley,**  
 ) per se  
(on appeal from 2009 NBPC 11 / en appel de 2009 NBPC 11)

**58-09-CA**

7. Her Majesty The Queen ) **Christopher R. Lavigne,**  
- and - ) for the Appellant  
Ernest Williams ) **Brent A. Dickinson,**  
 ) for the Respondent  
(on appeal from 2009 NBPC 16 / en appel de 2009 NBBR 16)

**WEDNESDAY, SEPTEMBER 9 / LE MERCREDI 9 SEPTEMBRE**  
**10:00 a.m. / 10h**

**COURTROOM / SALLE #6**

**(\*ROBERTSON, RICHARD AND/ET QUIGG, J.J.A.)**

**No. 8 Removed and set over to October 27, 2009, pursuant to directions of The Honourable Chief Justice Drapeau/La date de l'audience est remise au 27 octobre 2009, en vertu de la directive de l'Honorable juge en chef.**

**18-09-CA**

9. Her Majesty The Queen ) **Christopher R. Lavigne,**  
- and - ) for the Appellant  
K.D.S.A. ) **K.D.S.A.,**  
 ) per se  
(on appeal from 2009 NBPC 4 / en appel de 2009 NBPC 4)

1:30 p.m. / 13h30

**COURTROOM / SALLE #6**

**(DESCHÊNES, \*ROBERTSON AND/ET BELL, J.J.A.)**

- 15-09-CA**
10. Her Majesty The Queen ) **Karen Lee Lamrock,**  
- and - ) *for the Appellant*  
Debbie Caissie and ) **Hazen L. Brien,**  
Mark Gillespie ) *for the Respondents*
- 19-09-CA**
11. David Mark Black ) **David Mark Black,**  
- and - ) *per se*  
Her Majesty The Queen ) **Monica G. McQueen and**  
 ) **Monica L. Johnson,**  
 ) *for the Respondent*  
(on appeal from 2009 NBPC 3 / en appel de 2009 NBCP 3)

**THURSDAY, SEPTEMBER 10 / LE JEUDI 10 SEPTEMBRE**  
**10:00 a.m. /10h**

**COURTROOM / SALLE #6**

**(\*RICHARD, BELL AND/ET QUIGG, J.J.A.)**

**No.12 Removed pursuant to Notice of Abandonment dated August 14, 2009 /**  
**Un avis d'abandon en date du 14 août 2009.**

- 1-09-CA**
13. Joshua Kevin Murray ) **Joshua Kevin Murray,**  
- and - ) *per se*  
Her Majesty The Queen ) **Nicole M.-C. Angers,**  
 ) *for the Respondent*

**TUESDAY, SEPTEMBER 22 / LE MARDI 22 SEPTEMBRE**  
**10:00 a.m. / 10h**

**COURTROOM / SALLE #6**

**(\*ROBERTSON, RICHARD AND/ET QUIGG, J.J.A.)**

**94-08-CA**  
14. Daniel Joseph Belliveau ) **Daniel Joseph Belliveau,**  
- and - ) **per se**  
Her Majesty The Queen ) **Stephen J. Holt,**  
 ) **for the Respondent**

**THURSDAY, SEPTEMBER 24 / LE JEUDI 24 SEPTEMBRE**  
**9:30 a.m. / 9h30**

**COURTROOM / SALLE #8**

**(\*ROBERTSON, QUIGG AND/ET GREEN, J.J.A.)**

**No. 15 Removed to a date to be set, pursuant to the directions of the Court/  
Remise à une date ultérieure, en vertu de la directive de la cour.**

**(LARLEE, \*ROBERTSON AND/ET QUIGG, J.J.A.)**

**41-09-CA**  
16. Paul M. Brown ) **Paul M. Brown,**  
- and - ) **per se**  
Megan Louise Brown ) **Misty Amber Matthews-Emery,**  
 ) **for the Respondent**

**TUESDAY, SEPTEMBER 29 / LE MARDI 29 SEPTEMBRE**  
**10:00 a.m. / 10h**

**COURTROOM / SALLE #6**

**(LARLEE, \*BELL AND/ET GREEN, J.J.A.)**

**144-08-CA**

17. David Faxter (Tim) Varney ) **Amanda J. Frenette,**  
- and - ) **for the Appellant**  
J. Leslie Varney ) **Allison Whitehead, Q.C.,**  
 ) **for the Respondent**  
(on appeal from 2008 NBQB 389 / en appel de 2008 NBBR 389)

**2:00 p.m. / 14h**

**COURTROOM / SALLE #6**

**(\*ROBERTSON, QUIGG AND/ET GREEN, J.J.A.)**

**52-09-CA**

18. Rex Brown and Carolyn Brown ) **Edwin G. Ehrhardt, Q.C.,**  
- and - ) **for the Appellants**  
Courtney Keenan, ) **John P. Barry, Q.C.,**  
Gary Keenan and Vicki Keenan ) **for the Respondents**  
(on appeal from 2009 NBQB 70 / en appel de 2009 NBBR 70)

**WEDNESDAY, SEPTEMBER 30 / LE MERCREDI 30 SEPTEMBRE**  
**9:30 a.m. / 9h30**

**COURTROOM / SALLE #6**

**(LARLEE, \*ROBERTSON AND/ET RICHARD, J.J.A.)**

**BAR ADMISSION / ADMISSION AU BARREAU**

**10:00 a.m. / 10h**

**COURTROOM / SALLE #6**

**(LARLEE, \*ROBERTSON AND/ET RICHARD, J.J.A.)**

**No. 19 Removed to a date to be set, pursuant to the directions of the Court/  
Remise à une date ultérieure, en vertu de la directive de la cour.**