

COURT OF APPEAL
OF
NEW BRUNSWICK

COUR D'APPEL
DU
NOUVEAU-BRUNSWICK



***List of Cases for the
October 2016 sitting***

***Le rôle pour la session du mois
d'octobre 2016***

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

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

TUESDAY, OCTOBER 11 / LE MARDI 11 OCTOBRE
10:00 a.m. / 10h

COURTROOM / SALLE #6

(*RICHARD, BAIRD AND/ET FRENCH, JJ.A.)

- 13-15-CA**
1. *Richard Aaron Roach*) **George E. Kalinowski,**
- and -) *for the Appellant*
Her Majesty The Queen) **David W. Schermbrucker,**
) *for the Respondent*
- 24-15-CA**
2. *Jessie Cormier*) **Michel DesNeiges,**
- and -) *for the Appellant*
Her Majesty The Queen) **David W. Schermbrucker,**
) *for the Respondent*
- 25-15-CA**
3. *Neisha Petitpas*) **Neisha Petitpas,**
- and -) *per se*
Her Majesty The Queen) **David w. Schermbrucker,**
) *for the Respondent*

WEDNESDAY, OCTOBER 12 / LE MERCREDI 12 OCTOBRE
10:00 a.m. / 10h

COURTROOM / SALLE #6

(*RICHARD, QUIGG AND/ET FRENCH, JJA.)

4. *Adjourned to a date to be set, pursuant to the directions of The Honourable Chief Justice Drapeau / Remise à une date ultérieure, en vertu de la directive de l'Honorable juge en chef.*

- 15-16-CA**
4. *Joseph Weir*) **Joseph Weir,**
- and -) *per se*
The Law Society of New) **Allison Whitehead, Q.C.,**
Brunswick) *for the Respondent*

THURSDAY, OCTOBER 13 / LE JEUDI 13 OCTOBRE
10:00 a.m. / 10h

COURTROOM / SALLE #6

(*LARLEE, J.A.)

- 35-16-CA**
5. *Her Majesty The Queen*) ***Kathryn Gregory and,***
- and -) ***William B. Richards,***
Gerard Comeau) *for the Appellant*
) ***Ian Blue, Q.C.,***
) ***Arnold Schwisberg,***
) ***and Mikael Bernard,***
) *for the Respondent*

TUESDAY, WEDNESDAY and THURSDAY, OCTOBER 18, 19 and 20 /
LE MARDI, MERCREDI et JEUDI 18, 19 et 20 OCTOBRE
10:00 a.m. / 10h

COURTROOM / SALLE #6

(*DRAPEAU, C.J.N.B./J.C.N.-B., LARLEE AND/ET QUIGG, J.J.A.)

- 2-16-CA**
6. *Dennis James Oland*) ***Gary A. Miller, Q.C.,***
- and -) ***Alan D. Gold and***
Her Majesty The Queen) ***James R. McConnell,***
) *for the Appellant*
) ***Kathryn A. Gregory***
) ***and Derek Weaver,***
) *for the Respondent*

TUESDAY, OCTOBER 18 / LE MARCI 18 OCTOBRE
10:00 a.m. 10h

COURTROOM / SALLE #8

(*GREEN, BAIRD AND/ET FRENCH, JJA.)

23-16-CA
7. Paul Hollis Cole) **Jan E. Phillips,**
- and -) **for the Appellant**
Tricia Laine Cole) **Jacqueline Boucher,**
) **for the Respondent**

MONDAY, OCTOBER 24 / LE LUNDI 24 OCTOBRE
11:00 a.m. / 11h

COURTROOM / SALLE #6

(*DRAPEAU, C.J.N.B./J.C.N.-B., LARLEE AND/ET QUIGG, J.J.A.)

2-16-CA
6. Dennis James Oland) **Gary A. Miller, Q.C.,**
- and -) **Alan D. Gold and**
Her Majesty The Queen) **James R. McConnell,**
) **for the Appellant**
) **Kathryn A. Gregory**
) **and Derek Weaver,**
) **for the Respondent**

**TUESDAY and WEDNESDAY, OCTOBER 25 and 26 /
LE MARDI et MERCREDI 25 et 26 OCTOBRE
10:00 a.m. / 10h**

COURTROOM / SALLE #6

(*RICHARD, BAIRD AND/ET FRENCH, JJA.)

No. 8 Removed pursuant to directions of The Honourable Chief Justice Drapeau / La date de l'audience est remise en vertu d'une directive de l'Honorable juge en chef

- 26-16-CA and 27-16-CA**
8. City of Fredericton) **Jamie Eddy,**
- and -) for the Appellant,
The Board of Trustees of the) City of Fredericton
Shared Risk Plan for CUPE and) **David A. Stamp,**
Non-Bargaining Employees of the) for the Appellant,
City of Fredericton) The Board of Trustees of the
- and -) Shared Risk Plan for CUPE and
Fredericton Police Association,) Non-Bargaining Employees of the
Local 911 United Brotherhood of) City of Fredericton
Carpenters and Joiners of) **David Mombourquette,**
America) for the Respondent
- and -) Fredericton Police Association,
Fredericton Fire Fighters) Local 911 United Brotherhood of
Association, International) Carpenters and Joiners of America
Association of Fire Fighters,) **Sean McManus,**
Local 1053) for the Respondent,
- and -) Fredericton Fire Fighters
Superintendent of Pensions) Association, International
) Association of Fire Fighters Local
) 1053
) **Brian Maude,**
) for the Respondent,
) Superintendent of Pensions
)

THURSDAY, OCTOBER 27 / LE JEUDI 27 OCTOBRE
10:00 a.m. / 10h

COURTROOM / SALLE #6

(*GREEN, BAIRD AND/ET FRENCH, JJA.)

- 41-16-CA**
9. Paul Bourgeois) **Michel C. Poirier,**
- and -) *for the Appellant*
Ralph Edwin Pritchard) **Christopher Stewart,**
Janet Elizabeth Pritchard) *for the Respondents*
Gary Morrison Ward)
Myrna Irene Ward)
Mary Jill Clifford)
Fred Clifford)
Jennifer Mary Pendleton)
Brian Stacey Bell)
Dawn Marie Bell)
Kathy Lynn Pitre)
Tamarak Lane Sheidac Road)
Association Inc.)
(on appeal from 2016 NBQB 103 / en appel de 2016 NBBR 103)