

**COURT OF APPEAL**

**COUR D'APPEL**

**OF**

**DU**

**NEW BRUNSWICK**

**NOUVEAU-BRUNSWICK**



***List of Cases for the  
June 2017 sitting***

***Le rôle pour la session du mois  
de juin 2017***

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

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

**TUESDAY, JUNE 13 / LE MARDI 13 JUIN**

**9:00 a.m. / 9h**

**COURTROOM / SALLE #6**

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

1. **MOTION FOR BAR ADMISSION /  
MOTION POUR ADMISSION AU BARREAU**

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

**COURTROOM / SALLE #6**

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

2. **MOTION FOR BAR ADMISSION /  
MOTION POUR ADMISSION AU BARREAU**

**11:00 a.m. / 11h**

**COURTROOM / SALLE #6**

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

3. **MOTION FOR BAR ADMISSION /  
MOTION POUR ADMISSION AU BARREAU**

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

**COURTROOM / SALLE #6**

**(\*RICHARD, GREEN AND/ET FRENCH, J.J.A.)**

4. **MOTION FOR BAR ADMISSION /  
MOTION POUR ADMISSION AU BARREAU**

**3:00 p.m. / 15h**

**COURTROOM / SALLE #6**

**(\*RICHARD, GREEN AND/ET FRENCH, J.J.A.)**

5. **MOTION FOR BAR ADMISSION /  
MOTION POUR ADMISSION AU BARREAU**

4:00 p.m. / 16h

**COURTROOM / SALLE #6**

**(\*GREEN, BAIRD AND/ET FRENCH, J.J.A.)**

6. **MOTION FOR BAR ADMISSION /  
MOTION POUR ADMISSION AU BARREAU**

**TUESDAY, JUNE 13 / LE MARDI 13 JUIN  
10:00 a.m. / 10h**

**COURTROOM / SALLE #8**

**(\*RICHARD, GREEN AND/ET FRENCH, J.J.A.)**

19.	<b>50-16-CA</b>		
	Natalie Coleman	)	<b>Natalie Coleman,</b>
	-and-	)	per se
	Minister of Social Development	)	<b>David R. Colwell, Q.C.,</b>
		)	for the Respondent

	<b>20-17-CA</b>		
7.	Darcy Anne Anderson	)	<b>Richard L. Cove,</b>
	- and -	)	for the Appellant
	Her Majesty The Queen	)	<b>Kathryn A. Gregory,</b>
		)	for the Respondent

**8. 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.**

	<b>80-16-CA</b>		
8.	Keith Robert Ackerson	)	<b>Keith Robert Ackerson,</b>
	- and -	)	per se
	Her Majesty The Queen	)	<b>Kathryn A. Gregory,</b>
		)	for the Respondent

**MONDAY, JUNE 19 / LE LUNDI 19 JUIN**  
**2:00 p.m. / 14h**

**COURTROOM / SALLE #6**

**(\*LARLEE, RICHARD AND/ET QUIGG, JJ.A.)**

- 76-16-CA**  
9. Timothy Anthony Sappier ) **Leslie F. Matchim,**  
- and - ) **for the Appellant**  
Her Majesty The Queen ) **Monica G. McQueen,**  
 ) **for the Respondent**

**TUESDAY, JUNE 20 / LE MARDI 20 JUIN**  
**10:00 a.m. / 10h**

**COURTROOM / SALLE #6**

**(\*QUIGG, GREEN AND/ET FRENCH, JJ.A.)**

- 42-16-CA**  
10. Michael David Johnston ) **Michael David Johnston,**  
- and - ) **per se**  
Her Majesty The Queen ) **Kathryn A. Gregory,**  
 ) **for the Respondent**

**WEDNESDAY, JUNE 21 / LE MERCREDI 21 JUIN**  
**10:00 a.m. / 10h**

**COURTROOM / SALLE #6**

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

- 73-16-CA**  
11. Monica Noreen Bent ) **Gaétan Migneault,**  
- and - ) **for the Appellant**  
Ronald Eugene MacFarlane ) **Rémy M. Boudreau,**  
 ) **for the Respondent**

**THURSDAY, JUNE 22 / LE JEUDI 22 JUIN**  
**10:00 a.m. / 10h**

**COURTROOM / SALLE #6**

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

**No. 12 Adjourned and set over to the remanet list, pursuant to directions of The Honourable Chief Justice Drapeau / La date de l'audience est remise sans date fixée au remanet de la directive de l'Honorable juge en chef.**

**85-16-CA**

12. Cropvise Inc. and Wolf & Wolf ) **Rodney J. Gillis, Q.C.,**  
Seeds Inc. ) *for the Appellant*  
- and - ) **Lori Rasmussen,**  
Canadian Food Inspection ) *for the Respondent*  
Agency )  
(on appeal from 2016 NBQB 186 / en appel de 2016 NBBR 186)

**COURTROOM / SALLE #8**

**(\*GREEN, BAIRD AND/ET FRENCH, J.J.A.)**

**90-16-CA**

13. Lisa MacFarlane ) **Barbara Hughes Campbell, Q.C.,**  
- and - ) *for the Appellant*  
Jeremy Kelly Davidson ) **Joseph W. J. Fitzpatrick,**  
 ) *for the Respondent*

**FRIDAY, JUNE 23 / LE VENDREDI 23 JUIN**  
**10:00 a.m. / 10h**

**COURTROOM / SALLE #8**

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

**33-16-CA**

14. Noron Inc. ) **Marie-Claude Bélanger-Richard, Q.C.**  
- and - ) *and Josie H. Marks,*  
City of Dieppe ) *for the Appellant*  
 ) **Paul Landry and**  
 ) **Lizon Chiasson-Foulem,**  
 ) *for the Respondent*



**REMANET**

- 56-16-CA**
16. *Her Majesty The Queen* ) **David Schermbrucker**  
- and - ) **and Christian Girouard,**  
*Luc LeBlanc* ) *for the Appellant*  
) **Nathan Gorham,**  
) *for the Respondent*
- 3-17-CA**
17. *Jon MacQueen* ) **Jon MacQueen,**  
- and - ) *per se*  
*Town of Grand Bay-Westfield* ) **Frederick A. Welsford,**  
) *for the Respondent*
- 33-17-CA**
18. *Douglas Coffin* ) **Eugene J. Mockler, Q.C.,**  
- and - ) *for the Appellant*  
*Robert Martin, Paul Fleming, Jill* ) **Leanne M. Murray,**  
*Gesner, Robert Flynn, Philip* ) *for the Respondents*  
*Toole, Nicole MacLean, Paul* )  
*Murray, Fire Department Safety* )  
*Committee and City of* )  
*Fredericton* )
- 85-16-CA**
12. *Cropvise Inc. and Wolf & Wolf* ) **Rodney J. Gillis, Q.C.,**  
*Seeds Inc.* ) *for the Appellant*  
- and - ) **Lori Rasmussen,**  
*Canadian Food Inspection* ) *for the Respondent*  
*Agency* )  
*(on appeal from 2016 NBQB 186 / en appel de 2016 NBBR 186)*

**(\*LARLEE, GREEN AND/ET FRENCH, JJ.A.)**

- 96-15-CA**
20. *David Junior Henry Andrew Hart* ) **Jean Eugène Trahan,**  
- and - ) *for the Appellant*  
*Her Majesty The Queen* ) **William B. Richards,**  
) *for the Respondent*