

**COURT OF APPEAL  
OF  
NEW BRUNSWICK**

**List of Motions for the  
August 2021 sitting  
(2021-08-31)**



**COUR D'APPEL  
DU  
NOUVEAU-BRUNSWICK**

**Le rôle des motions  
pour la session du mois de août 2021  
(2021-08-31)**

Date/Time/ Room/Language Date/Heure/Salle /Langue				Judge Juge	Matter Affaire	Type of motion Genre de motion	Lawyers Avocats	Clerk Greffier
Date	🕒	R/ S	L					
2021-08-12	10:00/10h	8	E	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	82-21-CA  Appellant : Iouri Litvinenko  Respondent : Tammy Niles and Marc Niles	Stay/suspension de l'instance	Brian F.P. Murphy, Q.C.  Joanne Hadley	Withdrawn/retirée
2021-08-13	10:00/10h	8	F	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	53-21-CA  Appelante : Françoise Aubin  Intimé : Nelson Jonathan Peters  Intimé : Céline Robichaud Fournier	Leave to Appeal / autorisation d'appel	Françoise Aubin Per se/en personne  Céline Robichaud Fournier  Céline Robichaud Fournier Per se/en personne	Withdrawn/Retirée
2021-08-13	10:00/10h	8	F	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	53-21-CA  Appelante : Françoise Aubin  Intimé : Nelson Jonathan Peters  Intimé : Céline Robichaud Fournier	Costs/dépens	Françoise Aubin Per se/en personne  Céline Robichaud Fournier  Céline Robichaud Fournier Per se/en personne	Withdrawn/retirée

2021-08-18	10:00/10h	8	E	Baird,J.A./j.c.a. Telephone Conference / téléconférence	83-20-CA  Appellant: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)  Respondent : Potash Corporation of Saskatchewan Inc. and Wood Canada Limited (formerly AMEC Americas Limited  and between:  Appellant: HB Construction Company Ltd (formerly Comstock Canada Ltd.)  Respondent: Potash Corporation of Saskatchewan Inc.	Directions / directions	Peter T. Zed, Q.C. Laura Boyd  Frederick C. McElman, Q.C. Clarence Bennett Lara J. Greenough Connor O'Neil Brittany Trafford  Robert M. Creamer, Q.C. Matthew Letson Howard M. Wise Mark Dunn Jesse-Ross Cohen	
2021-08-18	10:00/10h	8	E	Baird,J.A./j.c.a. Telephone Conference / téléconférence	83-20-CA  Appellant: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)  Respondent : Potash Corporation of Saskatchewan Inc. and Wood Group Limited (formerly AMEC Americas Limited  and between:  Appellant: HB Construction Company Ltd (formerly Comstock Canada Ltd.)  Respondent: Potash Corporation of Saskatchewan Inc.	Security for costs/ sûreté en garantie des dépens	Peter T. Zed, Q.C. Laura Boyd  Frederick C. McElman, Q.C. Clarence Bennett Connor O'Neil  Robert M. Creamer, Q.C. Matthew Letson Howard M. Wise Mark Dunn	
2021-08-18	10:00/10h	8	E	Baird,J.A./j.c.a. Telephone Conference / téléconférence	82-20-CA  Appellant: Potash Corporation of Saskatchewan Inc.	Directions / directions	Peter T. Zed, Q.C. Howard M. Wise Mark Dunn Jesse-Ross Cohen  Matthew R. Letson	

					Respondent: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)			
2021-08-23	10:00/10h	8	E	Baird, J.A./j.c.a. Telephone Conference / téléconférence	83-21-CA  Appellant: Angelica Melendez  Respondent: Her Majesty The Queen	Bail / demande de mise en liberté	Nelson Peters  Patrick McGuinty	Caroline Lafontaine
2021-08-25	10:00/10h	6	E	Baird, J.A./j.c.a. In person / en personne	79-21-CA  Appellant: Bernadette Jordan, Timothy Sargent, Jennifer Ford, Ryan Curwin, Rod G. Bradford, Neil MacIsaac, Doug Wentzell and Her Majesty The Queen (Minister of Fisheries and Oceans)  Respondent: Mary Ann G. Holland, Brunswick Aquaculture Ltd. and Alder Seafood Ltd	Leave to Appeal / autorisation d'appel	Jessica Thompson Sarah Drodge  Barry R. Morrison, Q.C.	
2021-09-09	10:00/10h	8	E	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	87-21-CA  Appellant: Gary Allan Crowell  Respondent: Mary Susan Stella Crowell	Stay/suspension de l'instance	Chelsea L. Seale  Erin Beam	
2021-09-10	10:00/10h	8	E	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	75-21-CA  Appellant: Royal Bank of Canada  Respondent: Susan Lynn Williams	Extension of time to perfect / prolongation du délai pour mettre l'appel en état	Joshua J. Santimaw  Susan Lynn Williams Per se/en personne	Justin Szmadyła
2021-09-10	10:30/10h30	8	E	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	89-21-CA  Appellant: Christopher Johnson  Respondent: Stephanie Wilson	Leave to Appeal / autorisation d'appel	Kayla Cullen  Monique Veillette	

2021-09-13	10:00/10h	6	E	Richard, C.J.N.B. In person / en personne and / et Telephone Conference /	90-21-CA  Appellant: Her Majesty The Queen  Respondent: Mitchell Lui	Expedite appeal/ accélérer l'audition de l'appel	Patrick McGuinty  Andrew Jamieson	
2021-09-17	10:00/10h	8	E	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	88-20-CA  Appellant: Daryle William Haug  Respondent: Her Majesty The Queen In Right of The Province of New Brunswick	Status Hearing / audience sur l'état de l'instance	Daryle William Haug Per se/en personne  Sarah M. Fitzpatrick	Justin Szmadyła
2021-09-21	2:00/14h	8	E	Quigg, J.A./j.c.a. LaVigne, J.A./j.c.a. LeBlond, J.A./j.c.a. Videoconference / vidéoconférence	82-20-CA  Appellant : Potash Corporation of Saskatchewan Inc.  Respondent: HB Construction Company Ltd.  83-20-CA  Appellant: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)  Respondents: Potash Corporation of Saskatchewan Inc. and Wood Canada Limited (formerly AMEC Americas Limited)  And Between/Et entre:  Appellant: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)  Respondent: Potash Corporation of Saskatchewan Inc.	Case Conference/ Conférence de cas	Peter T. Zed, Q.C. Laura Boyd Deirdre Wade  Howard M. Wise Mark Dunn  Robert M. Creamer, Q.C. Matthew R. Letson  Frederick C. McElman, C.M., Q.C. Clarence Bennett Conor R. O'Neil Lara Greenough Brittany Trafford	
2021-09-22	10:00/10h	8	E	Quigg, J.A./j.c.a. Telephone Conference / téléconférence	91-21-CA  Appellant: The Estate of Hectorine Laforge, as represented by its executors, Jean Joseph Laforge and Marie Paule Laforge, Jean Joseph Laaforge and/et Marie Paule Laforge	Leave to Appeal / autorisation d'appel	Frederick C. McElman, Q.C.  Lara Greenough  Brian J. Hébert	Justin Szmadyła

				Respondent: Valour Mortgage Services Inc.		Michael D. Benton, Q.C. Andrée Poitras Alison Whitehead, Q.C. Philippe M. Frenette Martine Malltais Per se/en personne Bruno Paulin Per se/en personne Gilles Paulin Per se/en personne Helena Paulin Per se/en personne	
2021-10-18	10:00/10h		French.J.A./j.c.a. Telephone Conference / téléconférence	25-21-CA Appellant: Dianne Bertin Respondent: Worksafe Compensation	Status Hearing / audience sur l'état de l'instance	Dianne Bertin Per se/en personne Matthew Letson	Justin Szmadyła
2021-10-18	11:00/11h		French.J.A./j.c.a. Telephone Conference / téléconférence	33-21-CA Appellant : Mohammad Rahman Respondent : Jacquelin C. Nicholson (Myers)	Status Hearing / audience sur l'état de l'instance	Mohammad Rahman Per se/en personne David A. Esstey	Justin Szmadyła
2021-10-18	2:00/14h		French.J.A./j.c.a. Telephone Conference / téléconférence	92-20-CA AppellantL Elizabeth Fillmore Respondent : Roger Merritt	Status Hearing / audience sur l'état de l'instance	Elizabeth Fillmore Per se/en personne Roger Merritt Per se/en personne	Justin Szmadyła
2021-10-25	10:00/10h	8	E Quigg, J.A./j.c.a. Telephone Conference / téléconférence	62-21-CA Intended Appellant: Thomas Hobson	Leave to Appeal / autorisation d'appel	George McAllister, Q.C. Brian Perry	

					Intended Respondent: Michael Beattie and Joyce Mackin			
2022-02-07	10:00/10h	8	E	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	23-21-CA  Appellant: George Richard  Respondent: Workplace Health, Safety and Compensation Commission of New Brunswick	Status Hearing / audience sur l'état de l'instance	George Richard Per se/en personne  Matthew R. Letson	Justin Szmadyła
REMANET	2:00/14h	8	E	Green, J.A./j.c.a. Telephone Conference / téléconférence	24-21-CA  Intended Appellant : Joanna Bernard  Intended Respondent : Elmer Albert	Stay/suspension de l'instance	Marie-Hélène Haché  Tracy Peters Kayla Cullen	Adjourned siné die/ajournée sans date fixée