

**COURT OF APPEAL
OF
NEW BRUNSWICK**

**List of Motions for the
March 2021 sitting
(2021-03-31)**



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

**Le rôle des motions
pour la session du mois de mars 2021
(2021-03-31)**

| 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 | | | | | |
| 2021-03-02 | 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 Robert M. Creamer, Q.C. Matthew Letson Howard M. Wise Mark Dunn | |
| 2021-03-03 | 12:30/12h30 | 8 | E | Richard, C.J.N.B./J.C.N.-B. Telephone Conference / téléconférence | 116-18-CA Appellant: Keith Boucher Respondent: Her Majesty The Queen | Directions / directions | Rebecca Butler Keith Boucher Per se/en personne William Richards | |

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| 2021-03-11 | 10:00/10h | 8 | B | LeBlond, J.A./j.c.a. Telephone Conference / téléconférence | 16-21-CA Intended Appellant : Denise Boudreau Intended Respondent : The Minister of Social Development and Ronald Canuel | Leave to Appeal / autorisation d'appel | Denise Boudreau Per se/en personne Sylvie Godin Ronald Canuel Per se/en personne | Crystal Critch |
| 2021-03-11 | 10:00/10h | 8 | B | LeBlond, J.A./j.c.a. Telephone Conference / téléconférence | 17-21-CA Intended Appellant : Ronald Canuel Intended Respondent : The Minister of Social Development and Denise Boudreau | Leave to Appeal / autorisation d'appel | Ronald Canuel Per se/en personne Sylvie Godin Denise Boudreau Per se/en personne | Crystal Critch |
| 2021-03-18 | 10:00/10h | 8 | E | French.J.A./j.c.a. Telephone Conference / téléconférence | 22-21-CA Intended Appellant: Wayne Michael Harris Intended Respondent: Jennifer Lynn Bright | Leave to Appeal / autorisation d'appel | Jennifer L. Hanson Sheila J. Cameron, Q.C. | |
| 2021-03-18 | 10:00/10h | 8 | E | Baird, J.A./j.c.a. | 9-21-CA Appellant : Robin Adelia Morrissey Respondent : Jody Christopher McCormack | Settlement Conference/conféren ce de règlement amiable | Jennifer L. Donovan Ferne M. Ashford | |
| 2021-03-18 | 2:00/14h | 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.) | 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 | |

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| | | | | | Respondent: Potash Corporation of Saskatchewan Inc. | | | |
| 2021-03-18 | 2:00/14h | 8 | E | Baird, J.A./j.c.a. Telephone Conference / téléconférence | 82-20-CA Appellant: Potash Corporation of Saskatchewan Inc. Respondent: HB Construction Company Ltd. (formerly Comstock Canada Ltd.) | Directions / directions | Peter T. Zed, Q.C. Howard M. Wise Mark Dunn Jesse-Ross Cohen Matthew R. Letson | |
| 2021-03-22 | 11:00/11h | 8 | F | LeBlond, J.A./j.c.a. Telephone Conference / téléconférence | 125-19-CA Appelante: Marie-France Fournier, à titre de tutrice d'instance de Léona Fournier Intimée: Succession de Ghislain Fournier | Status Hearing / audience sur l'état de l'instance | Terence R. Connelly Tina R. Lagacé-Rivard | Notice of Discontinuance/ Avis de désistement |
| 2021-03-22 | 2:00/14h | 8 | E | French, J.A./j.c.a. Telephone Conference / téléconférence | 14-21-CA Appellant : Mount Allison University Respondent : Dr. Steven Salterio and Leslie Benecki | Leave to Appeal / autorisation d'appel | Clarence L. Bennett Edwin Ehrhardt, Q.C. | |
| 2021-03-23 | 2:00/14h | 8 | E | French, J.A./j.c.a. Telephone Conference / téléconférence | 18-21-CA Appellant: Brett McKillop Respondent: Taylor Demers | Leave to Appeal / autorisation d'appel | Maria M. Conroy Amanda D. McCordic | |
| 2021-03-24 | 10:00/10h | 8 | E | French, J.A./j.c.a. Telephone Conference / téléconférence | 22-21-CA Intended Appellant: Wayne Michael Harris Intended Respondent: Jennifer Lynn Bright | Leave to Appeal / autorisation d'appel | Jennifer L. Hanson Sheila Cameron, Q.C. | |
| 2021-03-29 | 10:00/10h | 8 | E | French, J.A./j.c.a. Telephone Conference / téléconférence | 15-21-CA Appellant : Co-Operators General Insurance Company Respondent : The Roman Catholic Archbishop of Moncton | Leave to Appeal / autorisation d'appel | Danys R.X. Delaquis, Q.C. Mark R. Frederick | |

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| 2021-03-29 | 2:00/14h | 8 | E | French.J.A./j.c.a. Telephone Conference / téléconférence | 76-20-CA Appellant :Donald Thomas Respondent : The Province of New Brunswick | Status Hearing / audience sur l'état de l'instance | Donald Thomas Per se/en personne Richard A. Williams | Justin Szmadyła |
| 2021-03-29 | 3:00/15h | 8 | E | French.J.A./j.c.a. Telephone Conference / téléconférence | 22-21-CA Intended Appellant: Wayne Michael Harris Intended Respondent: Jennifer Lynn Bright | Leave to Appeal / autorisation d'appel | Jennifer L. Hanson Sheila Cameron, Q.C. | |
| 2021-03-30 | 10:00/10h | 8 | B | Baird,J.A./j.c.a. Telephone Conference / téléconférence | 29-21-CA Appellant : Julie Lebrun Respondent : Eric Bedard | Stay/suspension de l'instance | Julie LeBrun Per se/en personne Eric Bedard Per se/en personne | Crystal Critch |
| 2021-04-07 | 10:00/10h | 8 | E | French.J.A./j.c.a. Telephone Conference / téléconférence | 25-20-CA Appellant : Daphnee Ouellette Respondent : Cody Juteau | Extension of time to perfect / prolongation du délai pour mettre l'appel en état | Daphnee Ouellette Per se/en personne Cody Juteau Per se/en personne | Crystal Critch |
| 2021-04-07 | 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 | Leave to Appeal / autorisation d'appel | Marie-Hélène Haché Tracy Peters Kayla Cullen | Adjourned siné die/ajournée sans date fixée |
| 2021-04-14 | 10:00/10h | 8 | E | Quigg, J.A./j.c.a. Telephone Conference / téléconférence | 103-19-CA Appellant: Joan E. Zed Respondent: Allan J. Levine Respondent: Peter J.C. White Respondent: David M. Lutz | Directions / directions | Joan E. Zed Per se/en personne David M. Lutz, Q.C. | Justin Szmadyła |
| 2021-04-20 | 10:00/10h | 8 | E | Baird,J.A./j.c.a. Telephone Conference / téléconférence | 35-21-CA Intended Appellant: Tonia Blakely | Leave to Appeal / autorisation d'appel | Jennifer L. Hanson Ferne M. Ashford | |

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| | | | | | Intended Respondent: Robert Gander | | | |
| 2021-04-26 | 10:00/10h | 8 | E | Green, J.A./j.c.a. Telephone Conference / téléconférence | 13-21-CA Appellant :Leon Mazerolle Respondent : James McDavid and Victoria McDavid | Leave to Appeal / autorisation d'appel | George A. McAllister, Q.C. Hugh Cameron, Q.C. Danielle Harding | |
| 2021-04-26 | 10:00/10h | 8 | B | Baird, J.A./j.c.a. Telephone Conference / téléconférence | 29-21-CA Appellant : Julie Lebrun Respondent : Eric Bedard | Stay/suspension de l'instance | Julie LeBrun Per se/en personne Eric Bedard Per se/en personne | Crystal Critch |
| 2021-05-07 | 10:00/10h | 8 | E | Baird, J.A./j.c.a. Telephone Conference / téléconférence | 27-21-CA Intended Appellant: Cole Edmonton and Michelle MacDonald as Litigation Guardian for Cole Edmondson Intended Respondent: Cory J. Edmondson and the Estate | Leave to Appeal / autorisation d'appel | George A. McAllister, Q.C. Michael Brenton, Q.C. Steven Barnett, Q.C. | |
| 2021-06-01 | 10:00/10h | 8 | E | Quigg, J.A./j.c.a. Telephone Conference / téléconférence | 81-20-CA Appellant: Prestiege Thompson Respondent: Amélie Surette Respondent: Jimmy Daigle | Status Hearing / audience sur l'état de l'instance | Prestiege Thompson Per se/en personne Amélie Surette Jimmy Daigle Per se/en personne | Justin Szmadyla |
| REMANET | 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) | 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 | Adjourned siné die/ajournée sans date fixée |

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| | | | | | and between: Appellant: HB Construction Company Ltd (formerly Comstock Canada Ltd.) Respondent: Potash Corporation of Saskatchewan Inc. | | Howard M. Wise Mark Dunn | |
| REMANET | 10:00/10h | 8 | E | Quigg, J.A./j.c.a. Telephone Conference / téléconférence | 84-20-CA Appellant: William J. McNichol Respondent: Co-Operators General Insurance Company | Extension of time to perfect / prolongation du délai pour mettre l'appel en état | William J. McNichol Per se/en personne Robert M. Purdy, Q.C. | Adjourned siné die/ajournée sans date fixée |
| 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 |