

**COURT OF APPEAL
OF
NEW BRUNSWICK**

**List of Motions for the
September 2021 sitting
(2021-09-27)**



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

**Le rôle des motions
pour la session du mois de septembre 2021
(2021-09-27)**

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					
2021-09-09	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	Removed pursuant to the consent order / Radié suite à l'ordonnance par consentement.
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	
2021-09-10	10:30/10h30	8	E	LeBlond, J.A./j.c.a. Telephone Conference / téléconférence	92-21-CA Appellant: Stephanie Wilson Respondent: Christopher Johnson	Leave to Appeal / autorisation d'appel	Monique Veillette Kayla Cullen	

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 Joanne Park Andrew Jamieson	
2021-09-14	10:00/10h	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. 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.	Stay/suspension de l'instance	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	
2021-09-17	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
2021-09-20	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.	Stay/suspension de l'instance	Peter T. Zed, Q.C. Laura Boyd Deirdre Wade Howard M. Wise Mark Dunn	

				<p>83-20-CA</p> <p>Appellant: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)</p> <p>Respondents: Potash Corporation of Saskatchewan Inc. and Wood Canada Limited (formerly AMEC Americas Limited)</p> <p>And Between/Et entre:</p> <p>Appellant: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)</p> <p>Respondent: Potash Corporation of Saskatchewan Inc.</p>		<p>Robert M. Creamer, Q.C. Matthew R. Letson</p> <p>Frederick C. McElman, C.M., Q.C. Clarence Bennett Conor R. O'Neil Lara Greenough Brittany Trafford</p>	
2021-09-21	2:00/14h	8	E	<p>Quigg, J.A./j.c.a. LaVigne, J.A./j.c.a. LeBlond, J.A./j.c.a. Videoconference / vidéoconférence</p> <p>82-20-CA</p> <p>Appellant : Potash Corporation of Saskatchewan Inc.</p> <p>Respondent: HB Construction Company Ltd.</p> <p>83-20-CA</p> <p>Appellant: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)</p> <p>Respondents: Potash Corporation of Saskatchewan Inc. and Wood Canada Limited (formerly AMEC Americas Limited)</p> <p>And Between/Et entre:</p> <p>Appellant: HB Construction Company Ltd. (formerly Comstock Canada Ltd.)</p> <p>Respondent: Potash Corporation of Saskatchewan Inc.</p>	<p>Case Conference/ Conférence de cas</p>	<p>Peter T. Zed, Q.C. Laura Boyd Deirdre Wade</p> <p>Howard M. Wise Mark Dunn</p> <p>Robert M. Creamer, Q.C. Matthew R. Letson</p> <p>Frederick C. McElman, C.M., Q.C. Clarence Bennett Conor R. O'Neil Lara Greenough Brittany Trafford</p>	

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 Respondent: Valour Mortgage Services Inc.	Leave to Appeal / autorisation d'appel	Frederick C. McElman, Q.C. Lara J. Greenough Brian J. Hébert 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	Removed and set over to October 19, 2021 pursuant to directions of The Court / La date de l'audience est remise au 19 octobre 2021, en vertu de la directive de la cour.
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
2021-10-19	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	Leave to Appeal / autorisation d'appel	Frederick C. McElman, Q.C. Lara J. Greenough	Justin Szmadyła

				Laforge and Marie Paule Laforge, Jean Joseph Laforge and/et Marie Paule Laforge Respondent: Valour Mortgage Services Inc.		Brian J. Hébert 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		
2021-10-20	10:00/10h	8	E	Quigg, J.A./j.c.a. Telephone Conference / téléconférence	76-21-CA Appellant: Donald Thomas Respondent: The Province of New Brunswick	Appealing Registrar's decision / Appel d'une décision de la registraire	Donald Thomas Per se/en personne Richard A. Williams	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 Intended Respondent: Michael Beattie and Joyce Mackin	Leave to Appeal / autorisation d'appel	George McAllister, Q.C. Brian Perry	
2021-11-08	10:00/10h	8	E	LeBlond, J.A. Telephone Conference / téléconférence	101-21-CA Intended Appellants: Estate of Charles Melbourne Crowe and June Ivy Crowe, Executrix of the Estate of Charles Melbourne Crowe Intended Respondent: B & B Environmental Services Ltd	Leave to Appeal / autorisation d'appel	Edward W. Keyes, Q.C. Rodney J. Gillis, Q.C. Lucie Richard, Q.C. Stephen J. Hutchison, Q.C.	

					Intended Respondents : Mark Canty Q.C., Brenda Lutz, Q.C., Danys Delaquis, Bruce Grant and Michel Boudreau			
					Intended Respondent : Bank of Nova Scotia, doing business as Scotiabank			
2021-11-08	10:00/10h	8	E	LeBlond, J.A. Telephone Conference / téléconférence	102-21-CA Intended Appellants: Estate of Charles Melbourne Crowe and June Ivy Crowe, Executrix of the Estate of Charles Melbourne Crowe Intended Respondent: B & B Environmental Services Ltd Bank of Nova Scotia, doing business as Scotiabank	Leave to Appeal / autorisation d'appel	Edward W. Keyes , Q.C. D. Andrew Rouse, Q.C. Stephen J. Hutchison, Q.C.	
2021-11-26	10:00/10h	8	E	Green, J.A./j.c.a. Telephone Conference / téléconférence	38-21-CA Appellant: Kris Grimstad and Jessica Hodge Respondent: Minister of Social Development	Status Hearing / audience sur l'état de l'instance	Kris Grimstad Per se/en personne Jessica Hodge Per se/en personne Terri Wood	Justin Szmadyła
2021-11-26	11:00/11h	8	E	Green, J.A./j.c.a. Telephone Conference / téléconférence	43-21-CA Appellant: Andrew Flude Respondent: Melissa Sheila-Ann Gauthier	Status Hearing / audience sur l'état de l'instance	Andrew Flude Per se/en personne Joseph J. Wilby	Justin Szmadyła
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
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