

SUPREME COURT OF CANADA -- JUDGMENTS IN APPEALS AND LEAVE APPLICATIONS

OTTAWA, 17/2/00. THE SUPREME COURT OF CANADA HAS TODAY DEPOSITED WITH THE REGISTRAR JUDGMENTS IN THE FOLLOWING APPEALS AND APPLICATIONS FOR LEAVE TO APPEAL.

FROM: SUPREME COURT OF CANADA (613) 995-4330

COUR SUPRÊME DU CANADA -- JUGEMENTS SUR POURVOIS ET DEMANDES D'AUTORISATION

OTTAWA, 17/2/00. LA COUR SUPRÊME DU CANADA A DÉPOSÉ AUJOURD'HUI AUPRÈS DU REGISTRAIRE LES JUGEMENTS DANS LES APPELS ET LES DEMANDES D'AUTORISATION D'APPEL SUIVANTS.

SOURCE: COUR SUPRÊME DU CANADA (613) 995-4330

APPEALS / APPELS:

(Reasons for judgment will be available shortly at: / Motifs de jugement disponibles sous peu à:
<http://www.scc-csc.gc.ca>)

26642 **JAMES WARREN WELLS - v. - HER MAJESTY THE QUEEN - and - ABORIGINAL LEGAL SERVICES OF TORONTO INC.** (Crim.)(Alta.) **2000 SCC 10**

CORAM: L'Heureux-Dubé, Gonthier, Cory,* McLachlin, Iacobucci, Bastarache and Binnie JJ.

The appeal is dismissed.

Le pourvoi est rejeté.

*Cory J. took no part in the judgment. / Le juge Cory n'a pas pris part au jugement.

26948 **HER MAJESTY THE QUEEN v. FREDERICK ALEXANDER BROOKS** (Crim.)(Ont.) **2000 SCC 11**

CORAM: Gonthier, McLachlin, Iacobucci, Major, Bastarache, Binnie and Arbour JJ.

The appeal is allowed and the conviction entered by the trial judge is restored, Iacobucci, Major and Arbour JJ. dissenting.

Le pourvoi est accueilli et la déclaration de culpabilité inscrite par le juge du procès est rétablie. Les juges Iacobucci, Major et Arbour sont dissidents.

APPLICATIONS FOR LEAVE / LES DEMANDES D'AUTORISATION:

27594 **TERRANCE NELSON -v- HER MAJESTY THE QUEEN** (Man.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

27190 **LYNN ISERT - v. - MA ROJWENA GARCIA SANTOS AND VIRGILIO RABE JR.** (B.C.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27218 **SASKFERCO PRODUCTS INC. and HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF SASKATCHEWAN -v- WELLINGTON INSURANCE COMPANY and BWV INVESTMENTS LIMITED (BENNETT & WRIGHT CONTRACTORS) and UHDE - GmbH ET AL** (Sask.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27404 **STUART JORDAN, SUING BY HIS LITIGATION GUARDIAN, IRENE JORDAN, AND THE SAID IRENE JORDAN, ON HER OWN BEHALF -v- DR. LUIS SALGADO DE LEON** (Sask.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27262 **MARITIMES AND NORTHEAST PIPELINE MANAGEMENT LIMITED, A BODY CORPORATE, AND MARITIMES AND NORTHEAST PIPELINE LIMITED PARTNERSHIP, A LIMITED PARTNERSHIP AS APPLICANT v. UNION OF NOVA SCOTIA INDIANS, A BODY CORPORATE, ON BEHALF OF ITSELF AND ITS MEMBERS AND THE ACADIAN, CHAPEL ISLAND, ESKASONI, MEMBERTOU, SHUBENACADIE, WAGMATCOOK, AND WHYCOCOMAGH INDIAN BANDS AND THE MEMBERS, AND THE CONFEDERACY OF MAINLAND MICMACS, A BODY CORPORATE, ON BEHALF OF ITSELF AND ITS MEMBERS AND THE AFTON, ANNAPOLIS BEAR RIVER, HORTON, MILLBROOK AND PICTOU LANDING INDIAN BANDS, AND THEIR MEMBERS, AND THE ASSEMBLY OF NOVA SCOTIA MI'KMAQ CHIEFS** (FC)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

27220 CASIMIR LEON KADZIOLKA, ROSE MARIE KADZIOLKA, MARCH LEONARD KADZIOLKA AND LUC CASIMIR KADZIOLKA - v. - THE ROYAL BANK OF CANADA (Sask.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27248 BERNARD AUSTIE AND TONY AUSTIE - v. - ALFONS AKSNOWICZ (Alta.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27326 KEN TOBY LTD. v. BRITISH COLUMBIA BUILDINGS CORPORATION (B.C.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27196 TWIN CITY MECHANICAL (A DIVISION OF BABCON OF WATERLOO LIMITED) v. HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO (Ont.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27475 PROVINCIAL SUPERIOR ANNE RUSSELL, SISTER DOLORES DEMULLING, SISTER MARILYN LAROCQUE, SISTER THERESA SHANNON, SISTER ROSEMARIE KUGEL, SISTER JOAN KALCHBRENNER, SISTER EVELYN LEONARD AND RELIGIOUS HOSPITALERS OF SAINT JOSEPH OF THE HOTEL DIEU OF KINGSTON v. HEALTH SERVICES RESTRUCTURING COMMISSION AND THE MINISTER OF HEALTH (Ont.)

CORAM: The Chief Justice, Iacobucci and Major JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27396 **CARL LENHARDT - v. - HER MAJESTY THE QUEEN AS REPRESENTED BY THE ROYAL CANADIAN MOUNTED POLICE** (F.C.A)

CORAM: L'Heureux-Dubé, Bastarache and LeBel JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27336 **EMBALLAGE GRAHAM DU CANADA LIMITÉE - c. - COMMISSION DES DROITS DE LA PERSONNE ET DES DROITS DE LA JEUNESSE** (Qué.)

CORAM: Les juges L'Heureux-Dubé, Bastarache et LeBel.

La demande d'autorisation d'appel est rejetée avec dépens.

The application for leave to appeal is dismissed with costs.

27241 **RONALD J. BÉLIARD - c. - NORMA GOUGH HUSBANDS** (Qué.)

CORAM: Les juges L'Heureux-Dubé, Bastarache et LeBel.

La demande de prorogation de délai est accordée et la demande d'autorisation d'appel est rejetée.

The motion for extension of time is granted and the application for leave to appeal is dismissed.

27249 **WHITE SPOT LIMITED - v. - BRITISH COLUMBIA LABOUR RELATIONS BOARD and NATIONAL AUTOMOBILE, AEROSPACE AND AGRICULTURAL IMPLEMENT WORKERS OF CANADA (CAW-CANADA), LOCAL 300** (B.C.)

CORAM: L'Heureux-Dubé, Bastarache and LeBel JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27244 **THE DOMINION OF CANADA GENERAL INSURANCE COMPANY - v. - MARYANNE MARCHAND and HENRY MARCHAND** (Ont.)

CORAM: L'Heureux-Dubé, Bastarache and LeBel JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27370 **MERCK FROSST CANADA INC., MERCK & CO., INC. - v. - THE MINISTER OF NATIONAL HEALTH AND WELFARE, APOTEX INC.** (F.C.A.)(Qué.)

CORAM: Iacobucci, Major and Arbour JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

27610 **HARRY COBB v. THE UNITED STATES OF AMERICA - and - ALLEN GROSSMAN v. THE UNITED STATES OF AMERICA** (Crim.)(Ont.)

CORAM: Gonthier, Binnie and Arbour JJ.

The applications for leave to appeal are granted.

Les demandes d'autorisation d'appel sont accordées.
