

SUPREME COURT OF CANADA -- JUDGMENTS IN LEAVE APPLICATIONS
OTTAWA, 13/6/02. THE SUPREME COURT OF CANADA HAS TODAY RENDERED JUDGMENT IN THE FOLLOWING APPLICATIONS FOR LEAVE TO APPEAL.
FROM: SUPREME COURT OF CANADA (613) 995-4330

COUR SUPRÈME DU CANADA -- JUGEMENTS SUR DEMANDES D'AUTORISATION
OTTAWA, 13/6/02. LA COUR SUPRÈME DU CANADA A RENDU JUGEMENT AUJOURD'HUI DANS LES DEMANDES D'AUTORISATION D'APPEL SUIVANTES.
SOURCE: COUR SUPRÈME DU CANADA (613) 995-4330

COMMENTS/COMMENTAIRES: comments@scc-csc.gc.ca

28883 The Information Commissioner of Canada - v. - The Minister of Industry Canada and Patrick McIntyre (FC) (Civil)

CORAM: The Chief Justice, Iacobucci and Arbour JJ.

The application for leave to appeal is dismissed with costs to the respondent, the Minister of Industry Canada.

La demande d'autorisation d'appel est rejetée avec dépens en faveur de l'intimé, Ministre de l'industrie du Canada.

28884 The Information Commissioner of Canada - v. - The Minister of Industry Canada (FC) (Civil)

CORAM: The Chief Justice, Iacobucci and Arbour JJ.

The application for leave to appeal is dismissed with costs.

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

29030 Manitoba Association of Optometrists - v. - Keith Mondesir (Man.) (Civil)

CORAM: The Chief Justice, Iacobucci and Arbour JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

28898 Edward J. Nordquist and Domo Gasoline Corporation Ltd. - v. - Patricia Gurniak, Valerie Michelle Ross and Shannon Lee Ross, by their guardian ad Litem, Patricia Gurniak (B.C.) (Civil)

CORAM: The Chief Justice, Iacobucci and Arbour JJ.

The application for leave to appeal is granted.

La demande d'autorisation d'appel est accordée.

28844 Sam Hall - v. - Barry Vogel, Andrew Larking and Alain Le Sann (Alta.) (Civil)

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

The application for leave to appeal is dismissed with costs.

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

28886 Her Majesty the Queen in Right of the Province of Nova Scotia as represented by Dr. Patricia Ripley, Deputy Minister of the Priorities and Planning Secretariat - v. - Daniel O'Connor (N.S.) (Civil)

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

The application for leave to appeal is dismissed with costs.

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

28915 Apotex Inc. - v. - Bayer AG, Bayer Inc. and The Minister of Health (FC) (Civil)

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

The application for leave to appeal is dismissed with costs to the respondents Bayer AG and Bayer Inc.

La demande d'autorisation d'appel est rejetée avec dépens en faveur des intimés Bayer AG et Bayer Inc.

28877 Mr. Allan Milton Paul Smart, also known as A.M.P. Smart - v. - The Society of Lloyd's (Ont.) (Civil)

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

The application for leave to appeal is dismissed with costs.

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

28965 Jacques Laurendeau - c. - Sa Majesté la Reine (Qué.) (Criminelle)

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

La demande d'autorisation d'appel est rejetée.

The application for leave to appeal is dismissed.

29039 Giles Poirier - v. - Her Majesty the Queen (N.S.) (Criminal)

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

The application for an oral hearing and the application for leave to appeal are dismissed.

La demande d'audition et la demande d'autorisation d'appel sont rejetées.

29005 Émile Dejardin - c. - Ville de Varennes - et entre - Habitations Turgeon Inc., Luth Balane et

Émile Dejardin - c. - Ville de Longueuil - et entre - Émile Dejardin - c. - Ville de Longueuil - et entre - Émile Dejardin - c. - Sa Majesté la Reine - et entre - Émile Dejardin - c. - Ville de Longueuil, Daniel Gauthier et Jean-Paul Dubois (Qué.) (Civile)

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

La demande de prorogation de délai est accordée. Les requêtes accessoires et la demande d'autorisation d'appel sont rejetées.

The application for an extension of time is granted. The ancillary motions and the application for leave to appeal are dismissed.

28962 Jane Baptist - v. - Her Majesty the Queen (FC) (Civil)

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

The application for leave to appeal is dismissed with costs.

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

28993 FWS Joint Sports Claimants Inc. - v. - Border Broadcasters Inc., Canadian Broadcasters Rights Agency Inc., Canadian Retransmission Collective, Canadian Retransmission Right Association, Copyright Collective of Canada, Major League Baseball Collective of Canada Inc. and Society of Composers, Authors and Music Publishers of Canada (FC) (Civil)

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

The application for leave to appeal is dismissed with costs to the respondents Border Broadcasters Inc., Canadian Broadcasters Rights Agency Inc., Canadian Retransmission Right Association and Copyright Collective of Canada.

La demande d'autorisation d'appel est rejetée avec dépens en faveur des intimés Border Broadcasters Inc., Agence des droits des radiodiffuseurs canadiens, Association du droit de retransmission canadien et Société de perception des droits d'auteurs du Canada.

28825 Société du Grand Théâtre de Québec - c. - Communauté urbaine de Québec et Ville de Québec (Qué.) (Civile)

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

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

The application for leave to appeal is dismissed with costs.

29033 Thomas Rory Clancey - v. - Her Majesty the Queen (Ont.) (Criminal)

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

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

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

28924 John Clarke, Mabel Clarke, 386724 Alberta Ltd. and 505807 Alberta Ltd. - v. - Peter Rossburger, Gisela Rossburger, Alan E. Spievak and G.A.P. Mining Supply Inc. (Alta.) (Civil)

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

The application for leave to appeal is dismissed with costs.

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

28789 Tri Gro Enterprises Ltd., G.M.F. Part 2 carrying on business as Greenwood Mushroom Farm, Brent Taylor Holdings Ltd., Rick Campbell Holdings Ltd. and Snobelen Mushrooms Ltd., carrying on business as G.M.F. Part 2, Clayton Russell Taylor, Donald Leslie Van Dusen, Nicholas Van Halteren and David Brent Taylor - v. - Craig Pyke, Patricia Pyke, Gary Young, Erlyne Young, Kenneth Giles, Sally Giles, Bernice Gardner, Jean Gardner, Donald Walker, Leslie Walker, Margaret Davis, Ronald Chapman, Gordon Donnison, Karen Donnison, John Lennox, Nadia Lennox, Chris Downes, Christa Downes and 1094581 Ontario Limited (Ont.) (Civil)

CORAM: Gonthier, Major and LeBel JJ.

The application for leave to appeal is dismissed with costs.

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

28853 Tom Mitchinson, Assistant Information and Privacy Commissioner of Ontario - v. - Solicitor General and Minister of Correctional Services, John Doe, Requester - and between - Tom Mitchinson, Assistant Information and Privacy Commissioner of Ontario - v. - Solicitor General and Minister of Correctional Services, Jane Doe, Requester - and between - Tom Mitchinson, Assistant Information and Privacy Commissioner of Ontario - v. - The Attorney General for Ontario, John Doe, Requester (Ont.) (Civil)

CORAM: Gonthier, Major and LeBel JJ.

The application for leave to appeal is dismissed.

La demande d'autorisation d'appel est rejetée.

28974 **Attorney General of British Columbia and the Ministry of Forests - v. - Thomas Paul, Forest Appeals Commission - and between - Forest Appeals Commission - v. - Attorney General of British Columbia and the Ministry of Forests, Thomas Paul** (B.C.) (Civil)

CORAM: Gonthier, Major and LeBel JJ.

The application for leave to appeal by the Attorney General of British Columbia and the Ministry of Forests is granted. The application for leave to appeal by the Forest Appeals Commission is dismissed without prejudice to the Applicant's rights to apply for leave to intervene in the appeal by the Attorney General of British Columbia and the Ministry of Forests.

La demande d'autorisation d'appel du procureur général de la Colombie-Britannique et du Ministry of Forests est accueillie. La demande d'autorisation d'appel de la Forest Appeals Commission est rejetée sous réserve du droit de la demanderesse de présenter une demande d'autorisation d'intervenir dans le pourvoi du procureur général de la Colombie-Britannique et du Ministry of Forests.

28927 **Julio Cesar Lucas - v. - Attorney General of Canada** (Ont.) (Civil)

CORAM: Gonthier, Major and LeBel JJ.

The application for leave to appeal is dismissed with costs.

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

28365 **The Chippewas of Sarnia Band - v. - Attorney General of Canada, Her Majesty the Queen in Right of Ontario, Canadian National Railway Company, Dow Chemical Canada Inc. and Union Gas Ltd., The Corporation of the City of Sarnia, Amoco Canada Resources Ltd. and Amoco Canada Petroleum Company Ltd., Ontario Hydro Networks Company Inc., Union Gas Limited, Interprovincial Pipe Line Inc., The Bank of Montreal, The Toronto-Dominion Bank and Canada Trustco Mortgage Company individually and as class representatives** (Ont.) (Civil)

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

The motion for reconsideration of the application for leave to appeal is dismissed with costs to the respondents.

La demande de réexamen de la demande d'autorisation d'appel est rejetée avec dépens en faveur des intimés.
