

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

OTTAWA, 25/4/02. 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, 25/4/02. 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

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

APPEALS / APPELS:

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

27993 **Cherie Gronnerud, by her litigation guardians, Glenn Gronnerud and Judith Ann Farr - and - The Public Trustee for Saskatchewan, as litigation guardian of Cherie Gronnerud - v. - Harold Robert (Bud) Gronnerud, as executor of the estate of Harold Russell Gronnerud** (Sask.)
2002 SCC 38 / 2002 CSC 38

CORAM: The Chief Justice and L'Heureux-Dubé, Gonthier, Iacobucci, Major, Bastarache, Binnie, Arbour and LeBel JJ.

The appeal is dismissed and the order of the Court of Appeal is affirmed, L'Heureux-Dubé and Arbour JJ. dissenting in part. Costs of all the parties on a party-party basis will be payable by the estate.

L'appel est rejeté et l'ordonnance de la Cour d'appel est confirmée, les juges L'Heureux-Dubé et Arbour sont dissidentes en partie. La succession paiera les dépens de toutes les parties sur la base partie-partie.

28021 **Kenneth Roydon Hibbert - v. - Her Majesty the Queen** (B.C.) (Criminal)
2002 SCC 39 / 2002 CSC 39

CORAM: The Chief Justice and L'Heureux-Dubé, Gonthier, Iacobucci, Major, Bastarache, Binnie, Arbour and LeBel JJ.

The appeal is allowed and a new trial is ordered, L'Heureux-Dubé and Bastarache JJ. dissenting.

L'appel est accueilli et la tenue d'un nouveau procès est ordonnée. Les juges L'Heureux-Dubé et Bastarache sont dissidents.

27992 **PATRICK BERRY, JAMES DELUCE, JEFFREY KARELSEN, ROBERT JAMES SIMERSON AND ERNEST ZURKAN - v. - CHRIS PULLEY, TOM FRASER, LARS T. JENSEN, JAMES GRIFFITH and KENT HARDISTY - and - CANADIAN LABOUR CONGRESS** (Ont.)
2002 SCC 40 / 2002 CSC 40

CORAM: The Chief Justice and L'Heureux-Dubé, Gonthier, Iacobucci, Major, Bastarache, Binnie, Arbour and LeBel JJ.

The appeal is dismissed with costs.

L'appel est rejeté avec dépens.

APPLICATIONS FOR LEAVE / LES DEMANDES D'AUTORISATION:

28821 **Gore Mutual Insurance Company - v. - Jim Christopher Churchland and Maria Magoloina Szalontai** (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.

28815 **KP Pacific Holdings Ltd. - v. - Guardian Insurance Company of Canada, Canadian Northern Shield Insurance Company, AXA Pacific Insurance, General Accident Insurance Company of Canada and Sovereign General Insurance Co.** (B.C.) (Civil)

CORAM: The Chief Justice, Iacobucci and Arbour JJ.

The application for leave to appeal is granted with costs to the applicant in any event of the cause.

La demande d'autorisation d'appel est accordée avec dépens à la demanderesse quelle que soit l'issue de l'appel.

28773 **Elliot C. Wightman et al. - c. - Wolfgang Stolzenberg, Wolfgang Leser, Edwin Banziger, Manfred Simon, Ronald B. Smith, Walther Stromeyer, Peter N. Widdrington, Marco Gambazzi, Peter Ochsner, Michael Dennis, Friedrich Lürssen, George Dragonas, Socrates Goulakos, Bankhaus Aufhauser, Bayerische Vereinsbank AG, BHG-Bank Aktiengesellschaft, Dragonas Cie et Smiley Raborn Jr.** (Qué.) (Civile)

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

La demande d'autorisation d'appel est rejetée avec dépens en faveur des intimés Manfred Simon, Ronald B. Smith, Walther Stromeyer, Peter N. Widdrington, Marco Gambazzi, Peter Ochsner, Michael Dennis, Friedrich Lürssen, George Dragonas, Socrates Goulakos, Bankhaus Aufhauser, Bayerische Vereinsbank AG, BHG-Bank Aktiengesellschaft, Dragonas Cie et Smiley Raborn Jr..

The application for leave to appeal is dismissed with costs to the respondents Manfred Simon, Ronald B. Smith, Walther Stromeyer, Peter N. Widdrington, Marco Gambazzi, Peter Ochsner, Michael Dennis, Friedrich Lürssen, George Dragonas, Socrates Goulakos, Bankhaus Aufhauser, Bayerische Vereinsbank AG, BHG-Bank Aktiengesellschaft, Dragonas Cie and Smiley Raborn Jr..

29069 **C.S. - c. - J.M.D.** (Qué.) (Civile)

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.

28837 **Alain Laviolette - c. - Jacques Bouchard - et - Zsolt Laviolette - c. - Jacques Bouchard** (Qué.)
(Civile)

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

Les demandes d'autorisation d'appel sont rejetées avec dépens.

The applications for leave to appeal are dismissed with costs.

28684 **George Ghanotakis - c. - Imprimerie régionale Arl Ltée (ARL) et René Laporte - et - Entreprises internationales Learned (Canada) Inc. (LEI) et Raymond Chabot Inc.** (Qué.) (Civile)

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

Les requêtes accessoires et la demande d'autorisation d'appel sont rejetées.

The ancillary motions and the application for leave to appeal are dismissed.

28708 **Propak Systems Ltd., Lynn Tylosky and L. Moore - v. - Amoco Canada Petroleum Company Ltd., The George R. Brown Partnership, Encor Energy Corporation Inc., David W. Feeny, Trustee of the Estate of Eleanor Deering, deceased, Felician Corporation, Heather Oil Ltd., Joli Fou Petroleums Ltd., Lacana Petroleum Limited, Ralph S. O'Connor., Mark Resources Inc., Star Oil and Gas Ltd., Union Pacific Resources Inc., Westcoast Petroleum Ltd., Wintershall Oil of Canada Ltd., Quantel Engineering (1981) Ltd., V.J. Pamensky Canada Inc., Weg Exportadora S.A., Electromotores Weg S.A., Gerry Brooks carrying on business as SDL Trucking, Cawa Operating & Consulting Ltd., Standard Electric Ltd., Mark Resources Inc., Able Industries Limited, Terrence Dingwall operating as Able Industries, Flint Canada Inc., formerly known as Flint Engineering & Construction Ltd., ABC Company Ltd., Lovejoy Inc., and Engineered Bearings & Drives Ltd. formerly known as Engineered Bearings Co. Ltd.** (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.

29048 **Attorney General of Canada - v. - The Law Society of British Columbia - and between - Attorney General of Canada - v. - Federation of Law Societies of Canada** (B.C.) (Civil)

CORAM: Gonthier, Major and LeBel JJ.

The application for the matter to be expedited is granted. The motion for the interim stay is dismissed. The application for leave to appeal is granted. No order as to costs.

La demande de traiter de cette affaire en toute urgence est accordée. La demande intérimaire de sursis est rejetée. La demande d'autorisation d'appel est accordée. Aucune ordonnance quant aux dépens.
