

May 21, 2009

Le 21 mai 2009

Coram: McLachlin C.J. and Abella and Rothstein JJ.

Coram : La juge en chef McLachlin et les juges Abella et Rothstein

BETWEEN:

ENTRE :

Robert Park, Takashi Yuri, Steven P. Korn, Gerri Sinclair, Frank Barr, John Greiner, Katherine Greiner, Robert Reynolds, Nancy Petersen, Capital G. Limited, Cayber Management Limited, Shadowood Builders Ltd., Conqueror Limited, Jambo Limited, Stratos Limited, Tower Nominees Limited, William W. Stevenson, Kelly L. Storteboom, Juniperus Limited "G", Coral Caper Limited, Westward Grand Cayman Limited, Sandee-Jo Butterfly, Techmatrix Corporation, Brian Kipp, Priscilla McDonald, Lachlan Brown, Lynne Dale-Johnson, Rod Dale-Johnson, Bari Consiglio, Bonny Consiglio and Ronald Gillies

Robert Park, Takashi Yuri, Steven P. Korn, Gerri Sinclair, Frank Barr, John Greiner, Katherine Greiner, Robert Reynolds, Nancy Petersen, Capital G. Limited, Cayber Management Limited, Shadowood Builders Ltd., Conqueror Limited, Jambo Limited, Stratos Limited, Tower Nominees Limited, William W. Stevenson, Kelly L. Storteboom, Juniperus Limited "G", Coral Caper Limited, Westward Grand Cayman Limited, Sandee-Jo Butterfly, Techmatrix Corporation, Brian Kipp, Priscilla McDonald, Lachlan Brown, Lynne Dale-Johnson, Rod Dale-Johnson, Bari Consiglio, Bonny Consiglio et Ronald Gillies

Applicants

Demandeurs

- and -

- et -

FinancialCAD Corporation, Gary Davidson, Byron Doyle, Elizabeth Doyle, Glacier Fuels Ltd., David Glassco, National Tradex Limited and Pavel Vasak

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Respondents

Intimés

JUDGMENT

The application for leave to appeal from the judgment of the Court of Appeal for British Columbia (Vancouver), Numbers CA036011, CA036012, CA036023 and CA036024, 2009 BCCA 7, dated January 13, 2009, is dismissed with costs to the respondents Gary Davidson, Byron Doyle, Elizabeth Doyle, Glacier Fuels Ltd., David Glassco, National Tradex Limited and Pavel Vasak.

JUGEMENT

La demande d'autorisation d'appel de l'arrêt de la Cour d'appel de la Colombie-Britannique (Vancouver), numéros CA036011, CA036012, CA036023 et CA036024, 2009 BCCA 7, daté du 13 janvier 2009, est rejetée avec dépens en faveur des intimés Gary Davidson, Byron Doyle, Elizabeth Doyle, Glacier Fuels Ltd., David Glassco, National Tradex Limited et Pavel Vasak.

C.J.C.
J.C.C.