

April 21, 2011

Le 21 avril 2011

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

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

BETWEEN:

ENTRE :

John Murphy

John Murphy

Applicant

Demandeur

- and -

- et -

John Wynne, William Holmes, William
Kinlock, James Dougan, Barry Clark,
Richard O'Brien, Russell St. Eloi, Tom
Millar, Tom Tomko, Anne St. Eloi,
Alexander McDonald, James Brady, Al
Phillips, Ray Callard and Local 170 of the
United Association of Journeymen and
Apprentices of the Plumbing and Pipefitting
Industry of the United States and Canada

John Wynne, William Holmes, William
Kinlock, James Dougan, Barry Clark,
Richard O'Brien, Russell St. Eloi, Tom
Millar, Tom Tomko, Anne St. Eloi,
Alexander McDonald, James Brady, Al
Phillips, Ray Callard et Local 170 of the
United Association of Journeymen and
Apprentices of the Plumbing and Pipefitting
Industry of the United States and Canada

Respondents

Intimés

AND BETWEEN:

ET ENTRE :

John Murphy de jure Business Manager of
UA Local 170 of Journeymen and
Apprentices of the Plumbing and Pipefitting
Industry of the United States and Canada
and de jure, Trustee Beneficiary of P.S.
Holdings Ltd. and Pension Plan

John Murphy de jure Business Manager of
UA Local 170 of Journeymen and
Apprentices of the Plumbing and Pipefitting
Industry of the United States and Canada et
de jure, Trustee Beneficiary of P.S. Holdings
Ltd. and Pension Plan

Applicant

Demandeur

- and -

- et -

Morley Shortt, Admitted Sole Member,
Bare Trustee P.S. Holdings Ltd., the Union
Funds and Property, Theo Arsenault,
Plumbers Pension Plan Administration,
Shortt, Moore, Arsenault and Associates
Ltd., The Firm, Sheila A. Temple, Solicitor
for P.S. Holdings Ltd. and Anne St. Eloi

Morley Shortt, Admitted Sole Member, Bare
Trustee P.S. Holdings Ltd., the Union Funds
and Property, Theo Arsenault, Plumbers
Pension Plan Administration, Shortt, Moore,
Arsenault and Associates Ltd., The Firm,
Sheila A. Temple, Solicitor for P.S. Holdings
Ltd. et Anne St. Eloi

Respondents

Intimés

JUDGMENT

JUGEMENT

The application for leave to appeal from the
judgment of the Court of Appeal for British
Columbia (Vancouver), Numbers
CA034995 and CA037160, 2010 BCCA
449, dated October 7, 2010, is dismissed
with costs to the respondents P.S. Holdings
Ltd. and Anne St. Eloi.

La demande d'autorisation d'appel de l'arrêt
de la Cour d'appel de la
Colombie-Britannique (Vancouver), numéros
CA034995 et CA037160, 2010 BCCA 449,
daté du 7 octobre 2010, est rejetée avec
dépens en faveur des intimées P.S. Holdings
Ltd. et Anne St. Eloi.

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