

March 17, 2011

Le 17 mars 2011

Coram: LeBel, Deschamps and Charron JJ.

Coram : Les juges LeBel, Deschamps et Charron

BETWEEN:

ENTRE :

Deborah J. Kelly, formerly Deborah J.
Hawkes

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Hawkes

Applicant

Demanderesse

- and -

- et -

Her Majesty the Queen in Right of the Government of Canada the Attorney General of Canada, Governor General, Her Majesty the Queen by Right of the Government of Prince Edward Island the Attorney General of PEI, Lieutenant Governor of Prince Edward Island, PEI Minister of Health and Social Services, Shirley Clory, Justice of the Peace, George MacMillan, Justice of the Peace (retired), Sgt. Robert C. Thorne, RCMP (retired), Cpl. David L. George, RCMP, then Cst. Dana Dickieson, RCMP, Cst. M.J. Tardif, RCMP, Cpl. Alexis Triantafilou, RCMP, Sgt. Gerry A. MacDonald, RCMP, Internal Services NCO "L" Division, Elsie MacKinnon, (retired) and Unit Supervisor Provincial Correctional Centre Carol Mayne, then Director of Access Sites, at Access PEI, Montague, PEI

Her Majesty the Queen in Right of the Government of Canada the Attorney General of Canada, Gouverneur Général, Her Majesty the Queen by Right of the Government of Prince Edward Island the Attorney General of PEI, Lieutenant Governor of Prince Edward Island, PEI Minister of Health and Social Services, Shirley Clory, Justice of the Peace, George MacMillan, Justice of the Peace (retired), Sgt. Robert C. Thorne, RCMP (retired), Cpl. David L. George, RCMP, then Cst. Dana Dickieson, RCMP, Cst. M.J. Tardif, RCMP, Cpl. Alexis Triantafilou, RCMP, Sgt. Gerry A. MacDonald, RCMP, Internal Services NCO "L" Division, Elsie MacKinnon, (retired) et Unit Supervisor Provincial Correctional Centre Carol Mayne, then Director of Access Sites, at Access PEI, Montague, PEI

Respondents

Intimés

JUDGMENT

JUGEMENT

The application for leave to appeal from the judgment of the Supreme Court of Prince Edward Island, Appeal Division, Number 2010 PECA 17, S1-CA-1194, dated September 29, 2010, is dismissed with costs to the respondent Attorney General of Canada.

La demande d'autorisation d'appel de l'arrêt de la Cour suprême de l'Île-du-Prince-Édouard, Section d'appel, numéro 2010 PECA 17, S1-CA-1194, daté du 29 septembre 2010, est rejetée avec dépens en faveur de l'intimé Procureur général du Canada.

J.S.C.C.
J.C.S.C.