

September 7, 2006

Le 7 septembre 2006

Coram: Bastarache, LeBel and Fish JJ.

Coram : Les juges Bastarache, LeBel et Fish

BETWEEN:

ENTRE :

John Susin

John Susin

Applicant

Demandeur

- and -

- et -

Eugene Goodreau and Goodreau Excavating Ltd., Precision Builders (Windsor) Limited, Pasquale D'Amore, Fidelity Insurance Company of Canada and Canadian General Insurance Company

Eugene Goodreau et Goodreau Excavating Ltd., Precision Builders (Windsor) Limited, Pasquale D'Amore, Fidelity Insurance Company of Canada and Canadian General Insurance Company

Respondents

Intimés

AND BETWEEN:

ET ENTRE :

John Susin

John Susin

Applicant

Demandeur

- and -

- et -

Precision Builders (Windsor) Limited, Pasquale D'Amore, Eugene Goodreau and Goodreau Excavating Ltd., Fidelity Insurance Company of Canada and Canadian General Insurance Company

Precision Builders (Windsor) Limited, Pasquale D'Amore, Eugene Goodreau et Goodreau Excavating Ltd., Fidelity Insurance Company of Canada et Canadian General Insurance Company

Respondents

Intimés

JUDGMENT

JUGEMENT

The application for an extension of time is granted and the application for leave to appeal from the judgment of the Court of Appeal for Ontario, Numbers C36248, C36348 and M33330, dated March 15, 2006, is dismissed with costs.

La demande de prorogation de délai est accordée et la demande d'autorisation d'appel de l'arrêt de la Cour d'appel de l'Ontario, numéros C36248, C36348 et M33330, daté du 15 mars 2006, est rejetée avec dépens.

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