

Supreme Court of Canada

Appellate Cases Argued by Active McCarthy Tétrault Lawyers

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
|-----|-------|---|----------|---|------------------|------------|--------|----------------|-----------------|---|
| 1. | SCC | <i>Montreal (City) v. Deloitte Restructuring Inc.</i> | 12/10/21 | [2021] S.C.J. No. 53, [2021] A.C.S. no 53, 2021 SCC 53, 2021 EXP-3009 | Tardif, Alain | Respondent | QC | Appeal | | Bankruptcy and insolvency — Stay of creditors' rights and remedies — Compromise or arrangement — Compensation between debt arising before and debt arising after initial order — Quebec Voluntary Reimbursement Program |
| 2. | SCC | <i>Toronto (City) v. Ontario (Attorney General)</i> | 10/01/21 | [2021] S.C.J. No. 34, [2021] A.C.S. no 34, 2021 SCC 34, 2021EXP-2378 | Goldenberg, Adam | Intervener | ON | Appeal | | Constitutional law – Unwritten conventions and practices – Constitutional validity of legislation – Division of powers – Municipal law |
| 3. | SCC | <i>Sherman Estate v. Donovan</i> | 06/11/21 | [2021] S.C.J. No. 25, [2021] A.C.S. no 25, 2021 SCC 25, 2021 CSC 25, 458 D.L.R. (4th) 361, 66 C.P.C. (8th) 1, 67 E.T.R. (4th) 163, 72 C.R. (7th) 223, | Goldenberg, Adam | Intervener | ON | Appeal | | Civil litigation – Documentary evidence – Publication bans and confidentiality orders – Sealed evidence |

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| | | | | 2021 CarswellOnt 8339, EYB 2021-391973, 2021EXP-1617 | | | | | | |
| 4. | SCC | <i>Ethiopian Orthodox Tewahedo Church of Canada St. Mary Cathedra v. Aga</i> | 05/21/21 | [2021] S.C.J. No. 22, 2021 SCC 22 | Goldenberg, Adam | Intervener | ON | Appeal | | Non-profit corporations and voluntary associations – Termination of membership |
| 5. | SCC | <i>C.M. Callow Inc. v. Zollinger</i> | 12/18/20 | [2020] S.C.J. No. 45, [2020] A.C.S. no 45, 2020 SCC 45 | Kain, Brandon Goldenberg, Adam | Appellant | ON | Appeal | | Contracts – Performance and discharge – Termination – Misrepresentation – Good faith |
| 6. | SCC | <i>Ontario (Attorney General) v. G.</i> | 11/20/20 | [2020] S.C.J. No. 38, [2020] A.C.S. no 38, 2020 SCC 38 | Goldenberg, Adam Stanic, Ljiljana | Intervener | ON | Appeal | | Constitutional law – constitutional validity of legislation – Constitutional law – Canadian Charter of Rights and Freedoms – Minimal impairment |
| 7. | SCC | <i>Quebec (Attorney General) v. 9147-0732 Quebec Inc.</i> | 11/05/20 | [2020] S.C.J. No. 32, [2020] A.C.S. no 32, 2020 SCC 32 | Kain, Brandon Goldenberg, Adam Cusson, Sebastien | Intervener | ON | Appeal | | Constitutional law – Canadian Charter of Rights and Freedoms – Legal rights – Construction industry – Availability of charter protection |
| 8. | SCC | <i>Desjardins Cabinet de services financiers inc. V. Asselin</i> | 10/30/20 | 2020 SCC 30, 2020 CSC 30, 2020 CarswellQue 10762, 2020 CarswellQue 10763, 323 A.C.W.S. | Poplaw, Mason Vendette, Isabelle Lepage, Samuel Faure, Gabriel | Appellant | QC | Appeal | | Civil procedure - Class action - Authorization to institute a class action - Conditions for |

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| | | | | (3d) 473, 451 D.L.R. (4th) 1, [2020] SCJ No 30 (QL) | | | | | | authorizing action - Contractual liability - Breach of duty to inform - Extracontractual liability - Breach of duties of competence and management against financial institutions with respect to term savings investments |
| 9. | SCC | <i>Matthews v. Ocean Nutrition Canada Ltd.</i> | 10/09/20 | [2020] S.C.J. No. 26, [2020] A.C.S. no 26, 2020 SCC 26, EYB 2020-364311, 2020EXPT-1608, 2020EXP-2332 | Lawon, Tim Kain, Brandon Goldenberg, Adam | Intervener | ON | Appeal | | Employment law – Contract of employment – Breach – Remedies – wrongful dismissal damages – Executive and management |
| 10. | SCC | <i>Chandos Construction Ltd. v. Deloitte Restructuring Inc.</i> | 10/02/20 | [2020] S.C.J. No 25, [2020] A.C.S. no 25, 2020 SCC 25, 2020 CSC 25, 2020EXP-2239, EYB 2020-363950, 2 C.L.R. (5 th) 193, 449 D.L.R. (4 th) 293, 2020 CarswellAlta 1754 | Collins, Sean Kain, Brandon, Thomson, Cassidy | Intervener | AB | Appeal | | Bankruptcy and insolvency law – Creditors and claims – Provable claims - Validity – Contracts - Validity |
| 11. | SCC | <i>Bent v. Platnick</i> | 09/10/20 | [2020] S.C.J. No. 23, [2020] A.C.S. no 23, 2020 SCC 23, EYB 2020-362056, 2020EXP-2114 | Goldenberg, Adam | Intervener | ON | Appeal | | Tort law – Defamation – Defences – Justification or truth - Fresh evidence |

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| 12. | SCC | <i>1704604 Ontario Ltd. v. Pointes Protection Association</i> | 09/10/20 | [2020] S.C.J. No. 22, [2020] A.C.S. no 22, 2020 SCC 22, EYB 2020-362055, 2020EXP-2113, 2020EXP-2128 | Goldenberg, Adam | Intervener | ON | Appeal | | Civil procedure – Disposition without trial – Lack of jurisdiction |
| 13. | SCC | <i>Nova Scotia (Attorney General) v. Judges of the Provincial Court and Family Court of Nova Scotia</i> | 07/31/20 | [2020] S.C.J. No. 21, [2020] A.C.S. no 21, 2020 SCC 21, 2020 CSC 21, 448 D.L.R. (4 th) 41, 54 C.P.C. (8 th) 223, 70 Admin. L.R. (6 th) 1, 2020 CarswellINS 467, 2020EXP-1783, EYB 2020-356653 | Goldenberg, Adam Willsey, Stephanie | Intervener | ON | Appeal | | Administrative law – Bodies under review – Constitutional law – Discovery and disclosure |
| 14. | SCC | <i>British Columbia (Attorney General) v. Provincial Court Judges' Association of British Columbia</i> | 07/31/20 | [2020] S.C.J. No. 20, [2020] A.C.S. no 20, 2020 SCC 20, 2020EXP-178, EYB 2020-356652, [2020] 10 W.W.R. 1, 38 B.C.L.R. (6 th) 213, 448 D.L.R. (4 th) 1, 69 Admin. L.R. (6 th) 167, 2020 CarswellIBC 1865 | Goldenberg, Adam Willsey, Stephanie | Intervener | ON | Appeal | | Administrative law – Bodies under review – Crown – Practice and procedure – Production and inspection of documents – Constitutional law |
| 15. | SCC | <i>Atlantic Lottery Corp. Inc. v. Babstock</i> | 07/24/20 | [2020] S.C.J. No. 19, [2020] A.C.S. no 19, 2020 SCC 19, 2020 CSC 19, 53 C.P.C. (8 th) 1, 447 D.L.R. (4 th) 543, 67 C.C.L.T. (4 th) 1, 2020EXP-1729, EYB 2020-356158, 2020 CarswellINfld 181 | Kain, Brandon Kerr, Gillian Goldenberg, Adam | Intervener | ON | Appeal | | Civil procedure – Class or representative actions – Certification – Institution of proceedings – Government law – Gaming and betting - Lotteries |

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| 16. | SCC | <i>Banque Toronto-Dominion v. Young</i> | 06/19/20 | 2020 SCC 15, 2020 CSC 15, 2020 CarswellQue 5101, 2020 CarswellQue 5102, 319 A.C.W.S. (3d) 145, 450 D.L.R. (4th) 578, [2020] SCJ No 15 (QL) | Cusson, Sébastien | Appellant | QC | Appeal | | Hypothecs - Exercise of hypothecary rights - Taking in payment - Extinctive prescription |
| 17. | SCC | <i>9354-9186 Québec Inc. v. Callidus Capital Corp.</i> | 01/23/20 | 2020 SCC 1, 2020 SCC 10, 2020 CSC 10, 2020 CarswellQue 3772, 2020 CarswellQue 3773, 1 B.L.R. (6th) 1, 317 A.C.W.S. (3d) 532, 444 D.L.R. (4th) 373, 78 C.B.R. (6th) 1, [2020] SCJ No 10 (QL) | Perreault, Jocelyn Toupin, François Alexandre | Respondent | QC | Appeal | | Bankruptcy and Insolvency - Companies' Creditors Arrangements - Concurring plans of arrangement - Litigious claim against a secured creditor - Approbation of creditors |
| 18. | SCC | <i>British Columbia (Attorney General) v. Canada (Attorney General)</i> | 01/16/20 | [2020 S.C.J. No. 1, 2020 A.C.S. no 1, 2020 SCC 1, 2020 CSC 1, [2020] 2 W.W.R. 1, 29 C.E.L.R. (4th) 181, 30 B.C.L.R. (6th) 1, 441 D.L.R. (4th) 589, 2020 CarswellBC 115 | Hughes, Nicholas Hanowski, Kevan | Intervener | BC | Appeal | | Constitutional law – Division of powers – Interprovincial undertakings – Environmental protection – Trans Mountain Pipeline |
| 19. | SCC | <i>Canada (Minister of Citizenship and Immigration) v. Vavilov</i> | 12/19/19 | 2019 SCC 65, [2019] S.C.J. No. 65 | Goldenberg, Adam | Intervener | FCA | Appeal | | Administrative law – Judicial Review -- Standard of review – Reasonableness – Certificate of Citizenship |
| 20. | SCC | <i>Bell Canada v. Canada (Attorney General)</i> | 12/19/19 | [2019] S.C.J. No. 66, 2019 SCC 66 | Mason, Steven Kain, Brandon Lizius, Richard | Appellants | FCA | Appeal | | Media and communications law – Broadcasting – |

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| | | | | | | | | | | Administration -- |
| 21. | SCC | <i>Fleming v. Ontario</i> | 10/04/19 | [2019] S.C.J. No. 45, 2019 SCC 45 | Kain, Brandon Goldenberg, Adam | Intervener | ON | Appeal | | Constitutional law – Canadian Charter of Rights and Freedoms – Tort law – Trespass – Abuse of legal procedure or process – False arrest or imprisonment |
| 22. | SCC | <i>Keatley Surveying Ltd. v. Teranet Inc.</i> | 09/26/19 | 2019 SCC 43, [2019] SCJ No. 43 | Sookman, Barry Parla, Julie Afarian, Hovsep Sugar, Stephanie | Respondent/ Appellant on Cross-Appeal | ON | Appeal | | Intellectual property – Copyright – Crown copyright – Plans of survey – Class action |
| 23. | SCC | <i>R. v. Stillman</i> | 07/26/19 | 2019 SCC 40, 2019 CSC 40, 2019 CarswellNat 3542, 2019 CarswellNat 3543, 156 W.C.B. (2d) 232, 436 D.L.R. (4 th) 193, 56 C.R. (7 th) 215 | Goldenberg, Adam | Intervener | ON | Appeal | | Constitutional law – Charter of Rights – Right to trial by jury – Military exception |
| 24. | SCC | <i>TELUS Communications Inc. v. Wellman</i> | 04/04/19 | 2019 SCC 19, 2019 CSC 19, 2019 CarswellOnt 4913, 2019 CarswellOnt 4914, 303 A.C.W.S. (3d) 472, 32 C.P.C. (8 th) 1, 433 D.L.R. (4 th) 1, 93 B.L.R. (5 th) 1 | Kain, Brandon Goldenberg, Adam Stanić, Ljiljana | Intervener | ON | Appeal | | Alternative dispute resolution – relation of arbitration to court proceedings – Stay of court proceedings – Discretion of court to grant stay |
| 25. | SCC | <i>R. v. Jarvis</i> | 02/14/19 | 2019 SCC 10, [2019] SCJ No 10, 2019 CarswellOnt 1921, 2019 CarswellOnt 1922, | Zayid, Caroline Goldenberg, Adam | Intervener | ON | Appeal | | Criminal law — Sexual offences, public morals and disorderly conduct - |

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| | | | | [2019] S.C.J. No. 10, 152 W.C.B. (2d) 102, 375 C.C.C. (3d) 324, 433 D.L.R. (4 th) 195, 52 C.R. (7 th) 62 | | | | | | Voyeurism |
| 26. | SCC | <i>S.A. v. Metro Vancouver Housing Corp.</i> | 01/25/19 | 2019 SCC 4, [2019] S.C.J. No. 4, 430 D.L.R. (4 th) 621, 2019 CarswellBC 98 | Feder, Michael Williams, Patrick Bildfell, Connor | Appellant | BC | Appeal | | Contracts – interpretation – General principles |
| 27. | SCC | <i>Mikisew Cree Nation v. Canada (Governor General in Council)</i> | 10/11/18 | [2018] S.C.J. No. 40, [2018] A.C.S. no 40, 2018 SCC 40 | Kain, Brandon Bryn, Gray | Intervener | ON | Appeal | | Aboriginal law – Duties of the Crown – Parliamentary procedure and practice – Crown privilege |
| 28. | SCC | <i>British Columbia v. Philip Morris International, Inc.</i> | 07/13/18 | [2018] S.C.J. No. 36, [2018] A.C.S. no 36, 2018 SCC 36, 2018EXP-1956, EYB 2018-296457, [2018] 8 W.W.R. 189, 293 A.C.W.S. (3d) 274, 11 B.C.L.R. (6 th) 1, 424 D.L.R. (4 th) 61, 2018 CarswellBC 1840 | Feder, Michael | Respondent | BC | Appeal | | Civil litigation – Discovery – Production and inspection of documents – Objections and compelling production – privileged documents |
| 29. | SCC | <i>Groia v. Law Society of Upper Canada</i> | 06/01/18 | [2018] S.C.J. No. 27, [2018] A.C.S. no 27, 2018 SCC 27, 2018EXP-1541, EYB 2018-294877, 46 C.R. (7 th) 227, 292 A.C.W.S. (3d) 13, 34 Admin. L.R. (6 th) 183, 424 D.L.R. (4 th) 443, 2018 CarswellOnt 8700 | Templer, Deborah | Intervener | ON | Appeal | | Administrative law – Judicial review and statutory appeal – Disciplinary proceedings |

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| 30. | SCC | <i>Highwood Congregation of Jehovah's Witnesses (Judicial Committee) v. Wall</i> | 05/31/18 | [2018] S.C.J. No. 26, [2018] A.C.S. no 26, 2018 SCC 26, 291 A.C.W.S. (3d) 685, 33 Admin. L.R. (6 th) 175, [2018] 6 W.W.R. 427, 16 C.P.C. (8 th) 223, 68 Alta. L.R. (6 th) 1, 421 D.L.R. (4 th) 381, 2018 CarswellAlta 1044, 2018EXP-1493 | Feder, Michael | Respondent | AB | Appeal | | Administrative law – Judicial review and statutory appeal – Duty of fairness – Procedural fairness – Prerogative and private law remedies |
| 31. | SCC | <i>Rankin (Rankin's Garage & Sales) v. J.J.</i> | 05/11/18 | [2018] S.C.J. No. 19, [2018] A.C.S. no 19, 2018 SCC 19, 2018 CSC 19, [2018] 1 S.C.R. 587, 422 D.L.R. (4 th) 317, 25 M.V.R. (7 th) 1, 291 A.C.W.S. (3d) 214, 2018 CarswellOnt 7370, 2018EXP-1335 | Gray, Bryn | Intervener | ON | Appeal | | Tort law – duty of standard and care – Foreseeability and remoteness – Motor vehicles |
| 32. | SCC | <i>R. v. Marakah</i> | 12/8/17 | [2017] S.C.J. No. 59, [2017] A.C.S. no 59, 2017 SCC 59, 2017EXP-3390, EYB 2017-287961 | Lonsdale, Christine Malischewski, Charlotte-Anne | Intervener | ON | Appeal | | Criminal law – Constitutional issues – Canadian Charter of Rights and Freedoms – Protection against unreasonable search and seizure |
| 33. | SCC | <i>R. v. Jones</i> | 12/8/17 | [2017] S.C.J. No. 60, [2017] A.C.S. no 60, 2017 SCC 60, 2017EXP-3391, EYB 2017-287963 | Lonsdale, Christine Malischewski, Charlotte-Anne | Intervener | ON | Appeal | | Constitutional law – Standing – Criminal law – Constitutional issues – Canadian Charter of Rights and Freedoms |

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| 34. | SCC | <i>Ktunaxa Nation v. British Columbia (Forests, Lands and Natural Resource Operations)</i> | 11/2/17 | [2017] S.C.J. No. 54, [2017] A.C.S. no 54, 2017 SCC 54, 20173XP-3038, EYB 2017-286396 | Kain, Brandon Gray, Bryn | Intervener | ON | Appeal | | Constitutional law – Charter of Rights – Freedom of religion – Aboriginal rights – Crown – Duty to consult |
| 35. | SCC | <i>Teva Canada Ltd. V. TD Canada Trust</i> | 10/27/17 | [2017] S.C.J. No. 51, [2017] A.C.S. no 51, 2017 SCC 51 | Steep, Paul McLaughlin, Frank | Respondent | ON | Appeal | | Banking and finance law – Negotiable instruments and bills of exchange - |
| 36. | SCC | <i>Google Inc. v. Equustek Solutions Inc.</i> | 6/28/17 | [2017] S.C.J. No. 34, [2017] A.C.S. no 34, 2017 SCC 34, 2017 CSC 34, 279 A.C.W.S. (3d) 822, 410 D.L.R. (4 th) 625, 3 C.P.C. (8 th) 219, 98 B.C.L.R. (5 th) 1, 2017 CarswellBC 1727, [2017] 10 W.W.R. 1, 2017EXP-1859 | Sookman, Barry Glover, Dan | Intervener | BC | Appeal | | Civil litigation – Civil procedure – Injunctions – Considerations affecting grant – Balance of convenience |
| 37. | SCC | <i>Lajeunesse (RE)</i> | 04/21/17 | [2017] 1 SCR 473, 2017 SCC 24, 2017 CSC 24, 2017 CarswellQue 2435, 2017 CarswellQue 2436, [2017] 1 S.C.R. 473 | Kapur, Sunil Kain, Brandon | Intervener | ON | Appeal | | Constitutional law – Charter of Rights – Freedom of association – Right to strike |
| 38. | SCC | <i>Green v. Law Society of Manitoba</i> | 3/30/17 | [2017] S.C.J. No. 20, [2017] A.C.S. no 20, 2017 SCC 20, 2017 CSC 20, [2017] 1 S.C.R. 360, [2017] 1 R.C.S. 360, 6 C.P.C. (8 th) 225, [2017] 5 W.W.R. 1, 276 A.C.W.S. (3d) 728, 407 D.L.R. (4 th) 573, 18 | Kain, Brandon | Intervener | ON | Appeal | | Law of professions – Barristers and solicitors – Continuing professional development – Law society – Standard of review |

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| | | | | Admin L.R. (6 th) 107, 2017 CarswellMan 136, 2017EXP-1007 | | | | | | |
| 39. | SCC | <i>Godbout c. Pagé</i> | 3/24/17 | [2017] S.C.J. No. 18, [2017] A.C.S. no 18, 2017 SCC 18, 2017 CSC 18, 64 C.C.L.I. (5 th) 173, 6 M.V.R. (7 th) 1, 277 A.C.W.S. (3d) 193, 407 D.L.R. (4 th) 1, 36 C.C.L.T. (4 th) 1, 2017 CarswellQue 1646, 2017EXP-941, EYB 2017-277549 | Dufour, Marc Roberge, Emmanuel | Respondent | QC | Appeal | | Civil liability - Transportation law - Motor vehicles and highway traffic - Public automobile insurance plan (Québec) - Eligibility - Defence - Actions against third parties for injuries - Alleged subsequent faults following automobile accidents |
| 40. | SCC | <i>R. v. Peers</i> | 2/24/17 | [2017] S.C.J. No 13, [2017] A.C.S. no 13, 2017 SCC 13, 2017 CSC 13, [2017] 1 S.C.R. 196, [2017] 1 R.C.S. 196, 135 W.C.B. (2d) 441, 406 D.L.R. (4 th) 480, 2017 CarswellAlta 275, 47 Alta. L.R. (6 th) 1, [2017] 4 W.W.R. 415, 346 C.C.C. (3d) 463, | Shaw, Byron Kain, Brandon | Intervener | AB | Appeal | | Charter of Rights – Right to trial by jury - |
| 41. | SCC | <i>R. v. Aitkens</i> | 2/24/17 | [2017] S.C.J. No. 14, [2017] A.C.S. no 14, 2017 SCC 14, 2017 CSC 14, [2017] 1 S.C.R. 199, [2017] 1 R.C.S. 199, 406 D.L.R. (4 th) 478, 2017 CarswellAlta 273, 135 W.C.B. (2d) | Kain, Brandon Shaw, Byron | Intervener | AB | Appeal | | Charter of Rights – Right to trial by jury |

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| | | | | 442, [2017] 4 W.W.R. 1, 48 Alta. L.R. (6 th) 1, 346 C.C.C. (3d) 461 | | | | | | |
| 42. | SCC | <i>Canada (Attorney General) v. Fairmont Hotels Inc.</i> | 12/09/16 | [2016] S.C.J. No. 56, [2016] A.C.S. no 56, 2016 SCC 56, 2016EXP-3860, J.E. 2016-2123, EYB 2016-273668 | Hall, Geoff Chua, Chia-yi | Respondents | ON | Appeal | | Contracts – Remedies – Equitable remedies – Rectification – Corporations, partnership and associations law – rectification of records – Powers of the court - |
| 43. | SCC | <i>Alberta (Information and Privacy Commissioner) v. University of Calgary</i> | 11/25/16 | [2016] S.C.J. No. 53, [2016] A.C.S. no 53, 2016 SCC 53, 2016 CSC 53, 272 A.C.W.S. (3d) 182, 403 D.L.R. (4 th) 1, 9 Admin L.R. (6 th) 177, [2017] 1 W.W.R. 1, 2016 CarswellAlta 2247 | Feder, Michael | Intervener | BC | Appeal | | Civil litigation – civil evidence – privilege – privileged relationships – solicitor and client – appeal from judgment setting aside decision dismissing application for judicial review of Privacy Commissioner decision ordering production of documents for review, dismissed |
| 44. | SCC | <i>Endean v. British Columbia</i> | 10/20/16 | [2016] S.C.J. No. 42, [2016] A.C.S. no 42, 2016 SCC 42, 2016 SCC 42, 401 D.L.R. (4 th) 577, 91 C.P.C. (7 th) 1, 270 A.C.W.S. (3d) 704, 88 B.C.L.R. (5 th) 1, 2016 | Zayid, Caroline Rosenberg, Michael Goldenberg, Adam | Respondents | ON | Appeal | | Courts – Jurisdiction – class actions – hearings outside superior court's home province – Superior court judges in three provinces supervising |

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| | | | | CarswellBC 2891, [2016] 12 W.W.R. 1, 488 N.R. 246, 2016EXP-3278, J.E. 2016-1814, EYB 2016-271669 | | | | | | implementation of pan-national class action settlement |
| 45. | SCC | <i>R. v. K.R.J.</i> | 07/21/16 | [2016] S.C.J. No. 31, [2016] A.C.S. no 31, 2016 SCC 31, 2016 CSC 31, 2016 CarswellBC 1999, 130 W.C.B. (2d) 668, 30 C.R. (7 th) 1, 337 C.C.C. (3d) 285, 400 D.L.R. (4 th) 398, 486 N.R. 1, 390 B.C.A.C. 1, 358 C.R.R. (2d) 204, 2016EXP-2359, J.E. 2016-1303, EYB 2016-268160 | Feder, Michael | Intervener | BC | Appeal | | Constitutional law – Canadian Charter of Rights and Freedoms – Reasonable limits to Charter rights |
| 46. | SCC | <i>Canada (National Revenue) v. Thompson</i> | 06/03/16 | [2016] S.C.J. No. 21, [2016] A.C.S. no 21, 2016 SCC 21, 2016 CSC 21, [2016] 1 S.C.R. 381, [2016] 1 R.C.S. 381, [2016] 5 C.T.C. 36, 356 C.R.R. (2d) 135, 265 A.C.W.S. (3d) 1083, 483 N.R. 228, 2016 CarswellNat 1933, 100 Admin. L.R. (5 th) 185, 401 D.L.R. (4 th) 38, 2016 DTC 5069 | Feder, Michael | Respondent | BC | Appeal | | Taxation – Federal income tax – general principles – constitutional issues – Canadian Charter of Rights and Freedoms – administration and enforcement |
| 47. | SCC | <i>Imax v Silver (CIBC v Green; McCaughey v Green; Celestica v</i> | 12/04/15 | 2015 SCC 60 | Steep, Paul Peebles, Dana Kain, Brandon | Appellants | ON | Appeal | | Securities – Class actions – Limitation of actions – Statutory |

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| | | <i>Trustees of the Millright Regional Council of Ontario Pension Trust Fund; Celestica v Berzi; Celestica v Xing)</i> | | | | | | | | action for secondary market misrepresentation – Plaintiffs in three class proceedings claiming damages under common law tort of negligent misrepresentation and under statutory cause of action for secondary market misrepresentation in s. 138.3 of Securities Act |
| 48. | SCC | <i>Canadian Broadcasting Corp. v. SODRAC 2003 Inc.</i> | 11/26/15 | [2015] S.C.J. No. 57, [2015] A.C.S. no 57, 2015 SCC 57, 2015 CSC 57, [2015] 3 S.C.R. 615, [2015] 3 R.C.S. 615, 2015 CarswellNat 6092, 259 A.C.W.S. (3d) 605, 392 D.L.R. (4 th) 1, 479 N.R. 1, 135 C.P.R. (4 th) 337, 2015EXP-3409, J.E. 2015-1873, EYB 2015-259030 | Sookman, Barry Glover, Daniel | Interveners | ON | Appeal | | Intellectual property law – copyright – protected subject matter – musical works – licenses – royalties – Copyright Board – judicial review |
| 49. | SCC | <i>Guindon v Canada</i> | 07/31/15 | 2015 SCC 41, [2015] 3 SCR 3, 387 DLR (4 th) 228 | Cruz, Darryl Kain, Brandon | Intervener | ON | Appeal | | Constitutional law – Charter of Rights – Income Tax – Penalty for misrepresentation |
| 50. | SCC | <i>Association des parents de l'école Rose-des-vents v British Columbia</i> | 04/24/15 | [2015] 2 SCR 139, 2015 SCC 21 | Doust, Leonard | Respondents | BC | Appeal | | Constitutional law – Charter of Rights – Minority language educational rights – |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
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| | | (Education) | | | | | | | | substantive equality |
| 51. | SCC | <i>Sanofi-Aventis v Apotex Inc.</i> | 04/21/15 | [2015] 2 SCR 136, 2015 SCC 20 | Mason, Steven Tait, David Mendis, Sanjaya | Appellants | ON | Appeal | | Intellectual property – Patents – Medicines – Manufacturer applied to market generic version of drug |
| 52. | SCC | <i>Mouvement laïque québécois v Saguenay</i> | 04/15/15 | [2015] 2 SCR 3, 2015 SCC 16 | Brabander, Kristian | Intervener | QC | Appeal | | Human rights – Freedom of conscience and religion – Principle of religious neutrality of state |
| 53. | SCC | <i>R v Nur</i> | 04/14/15 | [2015] 1 SCR 773, 2015 SCC 15 | Feder, Michael | Intervener | BC | Appeal | | Constitutional law – Charter of Rights – Cruel and unusual treatment or punishment – Accused sentenced to terms longer than mandatory minimum terms of imprisonment provided for in s. 95(2) of Criminal Code |
| 54. | SCC | <i>Canada (Attorney General) v Federation of Law Societies of Canada</i> | 02/13/15 | [2015] 1 SCR 401, 2015 SCC 7 | Doust, Leonard Feder, Michael | Intervener | BC | Appeal | | Constitutional law – Charter of Rights – Right to liberty – search and seizure – Lawyer's duty of commitment to client's cause |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
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| 55. | SCC | <i>Saskatchewan Federation of Labour v Saskatchewan</i> | 01/30/15 | [2015] 1 SCR 245, 2015 SCC 4 | Cruz, Darryl Kain, Brandon | Intervener | ON | Appeal | | Constitutional law – Charter of Rights – Whether right to strike is protected by s. 2(d) of Charter |
| 56. | SCC | <i>Wakeling v United States of America</i> | 11/14/14 | [2014] 3 SCR 549, 2014 SCC 72 | Feder, Michael | Intervener | BC | Appeal | | Constitutional law – Charter of Rights – Interception of communications – Exemption from offence of disclosing intercepted private communication without consent |
| 57. | SCC | <i>Bhasin v Hrynew</i> | 11/13/14 | [2014] 3 SCR 494, 2014 SCC 71 | Kain, Brandon | Appellant | ON | Appeal | | Contracts – Breach – Duty of good faith – Duty of host performance – Agreement governing relationship between company and retail dealer providing for automatic contract renewal at end of three-year term unless parties giving six months' written notice to contrary |
| 58. | SCC | <i>Kazemi Estate v Islamic Republic of Iran</i> | 10/10/14 | [2014] 3 SCR 176, 2014 SCC 62 | Chamberland, Simon | Intervener | | | | Public international law – Civil proceedings initiated in Quebec against Iran, Iranian head of state and two state officials in relation to |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
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| | | | | | | | | | | alleged torture and death of Canadian citizen in Iran |
| 59. | SCC | <i>Sattva Capital Corp. v. Creston Moly Corp.</i> | 08/01/14 | 2014 SCC 53, [2014] 2 SCR 633, [2014] SCJ No 53 (QL) | Feder, Michael A. | Appellant | BC | Appeal | | Arbitration – Appeals – Commercial arbitration awards – Parties entering into agreement providing for payment of finder's fee in shares |
| 60. | SCC | <i>Bernard v. Canada (Attorney General)</i> | 02/07/14 | 2014 SCC 13, [2014] 1 SCR 227 | Feder, Michael A. | amicus curiae | BC | Appeal | | Labour relations – Administrative law – Standard of review – Unions – Representational duties |
| 61. | SCC | <i>Bruno Appliance and Furniture, Inc. v. Hryniak</i> | 01/23/14 | 2014 SCC 8, [2014] 1 SCR 126, 366 DLR (4 th) 671, 453 NR 101, 314 OAC 49 | Batner, Sarit E. Kain, Brandon Graham, Moya J. | Respondent | ON | Appeal | | Civil procedure – summary judgment – investors bringing action in civil fraud and subsequently bringing a motion for summary judgment |
| 62. | SCC | <i>Hryniak v. Mauldin</i> | 01/23/14 | 2014 SCC 7, [2014] 1 SCR 87, 366 DLR (4 th) 641, [2014] CarswellOnt 640, [2014] SCJ No 7 (QL), [2014] ACS no 7, 27 CLR (4 th) 1, 314 OAC 1 | Batner, Sarit E. Kain, Brandon Graham, Moya J. | Appellant | ON | Appeal | | Civil procedure – summary judgment – investors bringing action in civil fraud and subsequently bringing a motion for summary judgment |
| 63. | SCC | <i>Vivendi Canada Inc. v. Dell'Aniello</i> | 01/16/14 | 2014 SCC 1, [2014] 1 SCR 3, 453 NR 150, [2014] SCJ NO 1 (QL), [2014] ACS no 1 | Feder, Michael A. | Interveners | QC | Appeal | | Civil procedure – Class actions – Conditions for authorization of |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
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| | | | | | | | | | | action – Identical, similar or related questions of law or fact |
| 64. | SCC | <i>Cinar Corporation v Robinson</i> | 12/23/13 | [2013] 3 SCR 1168, 2013 SCC 73 | Sookman, Barry Glover, Daniel | Intervener | ON | Appeal | | Intellectual property – copyright – reproduction of a substantial part of an original work |
| 65. | SCC | <i>Canada (Attorney General) v Bedford</i> | 12/20/13 | [2013] 3 SCR 1101, 2013 SCC 72 | Feder, Michael | Intervener | BC | Appeal | | Constitutional law – Charter of Rights – Right to security of person – Freedom of expression – living on avails of prostitution |
| 66. | SCC | <i>Pro-Sys Consultants v Microsoft Corporation</i> | 10/31/13 | [2013] 3 SCR 477, 2013 SCC 57 | Kain, Brandon | Respondents | BC | Appeal | | Civil procedure – Class actions – Indirect purchasers – Plaintiffs suing defendants for unlawful conduct in overcharging for its PC operating systems and PC applications software |
| 67. | SCC | <i>Cuthbertson v Rasouli</i> | 10/18/13 | [2013] 3 SCR 341, 2013 SCC 53 | Baron, Erica | Appellants | ON | Appeal | | Health law – consent to withdrawal of treatment – Physicians seeking to remove life support and provide palliative care to unconscious patient on basis that all appropriate treatments exhausted |

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| | | | | | | | | | | and continuation of life support of no medical benefit |
| 68. | SCC | <i>R v Chehil</i> | 09/27/13 | [2013] 3 SCR 220, 2013 SCC 49 | Feder, Michael Rosenberg, Michael | Intervener | BC | Appeal | | Constitutional law – Charter of Rights – Search and seizure – Police suspecting accused, airline passenger, of transporting drugs |
| 69. | SCC | <i>R v MacKenzie</i> | 09/27/13 | [2013] 3 SCR 250, 2013 SCC 50 | Feder, Michael Rosenberg, Michael | Intervener | BC | Appeal | | Constitutional law – Charter of rights - Search and seizure – Accused seeking to exclude evidence of marijuana seized during highway traffic stop |
| 70. | SCC | <i>Canadian National Railway v. McKercher LLP</i> | 07/05/13 | [2013] S.C.J. No. 39, 2013 SCC 39, 446 N.R.1, [2013] 2 SCR 649 | Block, Eric | Intervener | ON | Appeal | | Civil litigation – civil procedure – parties – representation of – disqualification or removal of counsel – class or representative actions |
| 71. | SCC | <i>Communications, Energy and Paperworkers Union of Canada, Local 30 v. Irving Pulp & Paper, Ltd.</i> | 06/14/13 | [2013] S.C.J. No. 34, [2013] 2 SCR 458, [2013] A.C.S. no 34, 2013 SCC 34, 445 N.R. 1, 2013EXP-2076, 2013EXPT-1167, J.E. 2013-1102, D.T.E. 2013T-418, EYB 2013-223151, 404 N.B.R. (2d) | Mason, Steven Kain, Brandon Shaw, Byron | Respondent | ON | Appeal | | Labour arbitration – management rights – health and safety – appeal by union from judgment setting aside arbitration board's decision to allow the union's grievance allowed |

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| | | | | 1, 52 Admin. L.R. (5 th) 1, 2013 CarswellNB 275, 228 A.C.W.S. (3d) 5, 359 C.L.R. (4 th) 394 | | | | | | |
| 72. | SCC | <i>Reference re Broadcasting Regulating Policy CRTS 2010-167 and Broadcasting Order CRTC 2010-168</i> | 12/13/12 | [2012] 3 SCR 489, 2012 SCC 68 | Mason, Steven Glover, Daniel | Appellant | ON | Appeal | | Communications law – Broadcasting – CRTC adopting policy establishing market-based value for signal regulatory regime |
| 73. | SCC | <i>R. v. Mabior</i> | 10/05/12 | [2012] .S.C.J. No. 47, [2012] 2 SCR 584, 012A.C.S. 47, 2012 SCC 47, 434 N.R. 341, 2012EXP-3544, J.E. 2012-1903, EYB 2012-212075 | Feder, Michael | Intervener | BC | Appeal | | Criminal law – Criminal Code offences – Offences against person and reputation – Assaults – Appeal by Crown from Court of Appeal's decision to enter acquittals on four counts of aggravated assault allowed in part |
| 74. | SCC | <i>R. v. D.C.</i> | 10/05/12 | [2012] S.C.J. No 48, 2012 SCC 48, 2012EXP-3545, J.E. 2012-1904, EYB 2012-212076 | Feder, Michael | Intervener | BC | Appeal | | Criminal law – Procedure – Trial judge's duties – Prosecution appeals from a judgment rendered by the Quebec Court of Appeal overturning the accused's conviction of sexual assault and aggravated assault |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
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| 75. | SCC | <i>Canada (Attorney General) v. Downtown Eastside Sex Workers United Against Violence Society</i> | 09/21/12 | [2012] S.C.J. No. 45, 2012 SCC 45, [2012] 2 SCR 524 | Feder, Michael | Interveners | BC | Appeal | | Civil litigation – Civil procedure – Parties – Standing – Public interest – Appeal by Attorney General from judgment granting public interest standing |
| 76. | SCC | <i>Alberta (Education) v. Canadian Copyright Licensing Agency (Access Copyright)</i> | 07/17/12 | [2012] S.C.J. No. 37, [2012] 2 SCR 345, [2012] A.C.S. no 37, 2012 SCC 37, 2012EXP-2626, J.E. 2012-1382, EYB 2012-208932 | Sookman, Barry Glover, Dan | Respondent | ON | Appeal | | Administrative law – Judicial review and statutory appeal – Standard of review – Appeal by Alberta's Minister of Education from decision upholding Copyright Board's finding that copies created by teachers for student reading were not fair dealing and required royalty payment allowed |
| 77. | SCC | <i>Entertainment Software Association v. Society of Composers, Authors and Music Publishers of Canada</i> | 07/12/12 | [2012] S.C.J. No. 34, [2012] 2 SCR 231, [2012] A.C.S. no 34, 2012 SCC 34, 2012EXP-2623, J.E. 2012-1379, EYB 2012-208931 | Sookman, Barry Glover, Daniel | Appellants | ON | Appeal | | Information technology – Internet – Telecommunications over internet – Appeal by Entertainment Software Associations from appellate decision which upheld Copyright Board's conclusion that video |

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| | | | | | | | | | | games containing musical work, royalties to which had already been negotiated with copy-right owner, were subject to new fee when sold over internet allowor |
| 78. | SCC | <i>R. v. Tse</i> | 04/13/12 | [2012] S.C.J. No. 16, [2012] 1 SCR 531, [2012] A.C.S. no. 16, 2012, SCC 16, 2012EXP-1459, J.E. 2012-794 | Rosenberg, Michael | Intervener | ON | Appeal | | Criminal law – constitutional issues – Canadian Charter of Rights and Freedoms – legal rights – protection against unreasonable search and seizure – reasonable limits |
| 79. | SCC | <i>Attorney General v. PHS Community Services Society</i> | 09/30/11 | 2011 SCC 44, [2011] S.C.J. No. 44 | Feder, Michael | Intervenors | BC | Appeal | | Constitutional law — <i>Canadian Charter of Rights and Freedoms</i> — safe injection site |
| 80. | SCC | <i>R. v. Imperial Tobacco Canada Ltd.</i> | 07/29/11 | [2011] S.C.J. No. 42, [2011] 3 SCR 45 | Potter, Simon Feder, Michael | Respondent | BC | Appeal | | Civil procedure — third party claims — motion to strike |
| 81. | SCC | <i>Canada Trustco Mortgage Company v. Her Majesty the Queen</i> | 07/15/11 | 2011 SCC 36, [2011] S.C.J. No. 36, [2011] 2 SCR 635 | Steep, Paul Sutton, Thomas | Appellant | ON | Appeal | | Taxation — income tax — collection — bills of exchange |
| 82. | SCC | <i>Canadian Broadcasting Corp. v. Canada (Attorney General)</i> | 01/28/11 | [2011] S.C.J. No. 2, [2011] A.C.S. no 2, 2011 SCC 2, 2011EXP-346, J.E. 2011-189, [2011] 1 SCR 19 | Feder, Michael | Intervenor | QC | Appeal | Affirmed by <i>Canadian Broadcasting Corp. v. Canada (Attorney</i> | Constitutional law — reasonable limits on <i>Canadian Charter of Rights and Freedoms</i> rights — demonstrably justified |

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| | | | | | | | | | <i>General)</i> 2011 SCC 2 | in free and democratic society — Oakes test — prescribed by law — freedom of expression — journalistic activities in courthouses |
| 83. | SCC | <i>Canadian Broadcasting Corp. v. The Queen</i> | 01/28/11 | [2011] S.C.J. No. 3, [2011] A.C.S. no 3, 2011 SCC 3, 2011EXP-380, J.E. 2011-207, [2011] 1 SCR 65 | Feder, Michael | Intervenor | QC | Appeal | Affirmed by <i>Canadian Broadcasting Corp. v. The Queen</i> , 2011 SCC 3 | Criminal law — constitutional issues — freedom of expression — procedure — access to exhibits — open court principle — ss. 8 and 8.a of the rules of practice of the superior court of the province of Québec, criminal division — broadcasting of recordings of proceedings |
| 84. | SCC | <i>R. v. McCrimmon</i> | 10/08/10 | [2010] S.C.J. No. 36, [2010] A.C.S. no 36, 2010 SCC 36, 2010 CSC 36, [2010] 2 S.C.R. 402, [2010] 2 R.C.S. 402, 324 D.L.R. (4th) 458, 406 N.R. 152, [2010] 12 W.W.R. 1, J.E. 2010-1802, 259 C.C.C., (3d) 515, 77 C.R. (6th) 266, 218 C.R.R. (2d) 81, 90 | Feder, Michael Ship, Adam | Intervenor | BC | Appeal | | Criminal law — constitutional issues and legal rights — right to retain and instruct counsel without delay and right to counsel of choice — remedies for denial of rights — exclusion of evidence |

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| | | | | W.C.B. (2d) 608, EYB 2010-180263 2010, CarswellBC 2665, 2010EXP-3244, 10 B.C.L.R. (5th) 199 | | | | | | |
| 85. | SCC | <i>R. v. Sinclair</i> | 10/08/10 | [2010] S.C.J. No. 35, [2010] A.C.S. no 35, 2010 SCC 35, 2010 CSC 35, [2010] 2 S.C.R. 310, [2010] 2 R.C.S. 310, 324 D.L.R. (4th) 385, 406 N.R. 1, J.E. 2010-1803, 293 B.C.A.C. 36, 259 C.C.C. (3d) 443, 77 C.R. (6th) 203 218 C.R.R. (2d) 1, 90 W.C.B. (2d) 610, EYB 2010-180262, 2010, CarswellBC 2664, 2010EXP-3245 | Feder, Michael Ship, Adam | Intervenor | BC | Appeal | | Criminal law — constitutional issues and legal rights — right to retain and instruct counsel without delay and right to counsel of choice — remedies for denial of rights — exclusion of evidence |
| 86. | SCC | <i>R. v. Willier</i> | 10/08/10 | [2010] S.C.J. No. 37, [2010] A.C.S. no 37, 2010 SCC 37, 2010 CSC 37, [2010] 2 S.C.R. 429, [2010] 2 R.C.S. 429, 324 D.L.R. (4th) 479, 406 N.R. 218, [2010] 12 W.W.R. 385, J.E. 2010-1801, 490 A.R. 1, 259 C.C.C. (3d) 536, 77 C.R. (6th) 283, 218 C.R.R. (2d) 64, 90 W.C.B. (2d) 611, EYB 2010-180264, 2010 | Feder, Michael Ship, Adam | Intervenor | BC | Appeal | | Criminal law — constitutional issues and legal rights — right to retain and instruct counsel without delay and right to counsel of choice — remedies for denial of rights — exclusion of evidence |

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| | | | | CarswellAlta 1974, 2010EXP-3243 | | | | | | |
| 87. | SCC | <i>R. v. Cunningham</i> | 03/26/10 | [2010] S.C.J. No. 10, [2010] A.C.S. no 10, 2010 SCC 10, 2010 CSC 10, [2010] 1 S.C.R. 331, [2010] 1 R.C.S. 331, 317 D.L.R. (4th) 1, 399 N.R. 326, J.E. 2010-626, 283 B.C.A.C. 280, 254 C.C.C. (3d) 1, 73 C.R. (6th) 1, 87 W.C.B. (2d) 70 EYB 2010-171414, 2010 CarswellYukon 21, 2010EXP-1163 | Doust, Leonard Feder, Michael | Intervenor | BC | Appeal | | Criminal law and law of professions — barristers and solicitors — counsel's withdrawal application |
| 88. | SCC | <i>Quebec (Revenue) v. Caisse populaire Desjardins de Montmagny</i> | 10/30/09 | [2009] S.C.J. No. 49, [2009] A.C.S. no 49, 2009 SCC 49, [2009] 3 S.C.R. 286, [2009] 3 R.C.S. 286, 312 D.L.R. (4th) 577, 2009 G.T.C. 2036, EYB 2009-165544, J.E. 2009-1958, 394 N.R. 368, 60 C.B.R. (5th) 1, 2009 CarswellQue 10706 | Poplaw, Mason Bourbonnais, Miguel | Respondent | QC | Appeal | | Insolvency and bankruptcy — taxation — collection of taxes on consumption — deemed trust — order of priority |
| 89. | SCC | <i>Named Person v. Vancouver Sun</i> | 10/11/07 | [2007] S.C.J. No. 43, [2007] A.C.S. no 43, 2007 SCC 43, 2007 CSC 43, [2007] 3 S.C.R. 253, [2007] 3 R.C.S. 253, 285 D.L.R. (4th) | Doust, Leonard Feder, Michael | Intervenor | BC | Appeal | | Constitutional law — <i>Canadian Charter of Rights and Freedoms</i> — freedom of expression — criminal law — |

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| | | | | 193, 368 N.R. 112, [2008] 1, W.W.R. 223, J.E. 2007- 1909, 247 B.C.A.C. 1, 73 B.C.L.R. (4th) 34, 224 C.C.C. (3d) 1 51 C.R. (6th) 262, 162 C.R.R. (2d) 104, 75 W.C.B. (2d) 103, EYB 2007-124673 2007, CarswellBC 2418 | | | | | | procedure — trials — publication ban |
| 90. | SCC | <i>Dunne v. Quebec (Deputy Minister of Revenue)</i> | 05/10/07 | [2007] 1 SCR 853, 2007 SCC 19 (CanLII), 279 DLR (4 th) 560 | Cloutier, Nicolas X. | Appellant | QC | Appeal | | Constitutional law – Taxation – Provincial taxation power – Partner retiring from partnership – retired partner not residing in Quebec or carrying on any business there from which he drew income |
| 91. | SCC | <i>R. v. Déry</i> | 11/23/06 | [2006] S.C.J. No. 53, [2006] A.C.S. no 53, 2006 SCC 53, 2006 CSC 53, [2006] 2 S.C.R. 669, [2006] 2 R.C.S. 669, 272 D.L.R. (4th) 385, 354 N.R. 335, J.E. 2006-2239, 213 C.C.C. (3d) 289, 43 C.R. (6th) 94, 71 W.C.B. (2d) 318, EYB 2006-111255, 2006 CarswellQue 9479 | Brabander, Kristian | Intervenor | ON | Appeal | | Criminal — offences — conspiracies — attempts |

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| 92. | SCC | <i>Robertson v. Thomson Corp</i> | 10/12/06 | [2006] S.C.J. No. 43, [2006] A.C.S. no 43, 2006 SCC 43, 2006 CSC 43, [2006] 2 S.C.R. 363, [2006] 2 R.C.S. 363, 274 D.L.R. (4th) 138, 353 N.R. 104, J.E. 2006-2002, 217 O.A.C. 332, 52 C.P.R. (4th) 417, 151 A.C.W.S. (3d) 103, EYB 2006-110209 | Sookman, Barry | Intervenor | ON | Appeal | | Intellectual property law — copyright — infringement — civil procedure — parties — class or representative actions — media — publishing — licenses |
| 93. | SCC | <i>Goodis v. Ontario (Ministry of Correctional Services)</i> | 07/07/06 | [2006] S.C.J. No. 31, [2006] A.C.S. no 31, 2006 SCC 31, 2006 CSC 31, [2006] 2 S.C.R. 32, [2006] 2 R.C.S. 32, 271 D.L.R. (4th) 407, 350 N.R. 154, J.E. 2006-1357, 148 A.C.W.S. (3d) 832, EYB 2006-107360 | Lonsdale, Christine L. | Respondent | ON | Appeal | | Access to information — access to records — exemption — solicitor-client privilege |
| 94. | SCC | <i>ATCO Gas & Pipelines Ltd. v. Alberta (Energy & Utilities Board)</i> | 02/09/06 | [2006] S.C.J. No. 4, [2006] A.C.S. no 4, 2006 SCC 4, 2006 CSC 4, [2006] 1 S.C.R. 140, [2006] 1 R.C.S. 140, 263 D.L.R. (4th) 193, 344 N.R. 293, [2006] 5 W.W.R. 1, J.E. 2006-358, 54 Alta. L.R. (4th) 1, 380 A.R. 1, 39 Admin. L.R. (4th) 159, 145 A.C.W.S. (3d) 725, EYB 2006-100901, 2006 CarswellAlta 139 | Vegh, George | Intervenor | AB | Appeal | | Administrative law — boards and tribunals — regulatory boards — jurisdiction — energy |

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| 95. | SCC | <i>Moufarrège v. Quebec (Deputy Minister of Revenue)</i> | 10/12/05 | [2005] 2 SCR 598, 2005 SCC 53 (CanLII), 259 DLR (4 th) 385, [2005] 5 CTC 212, 59 DTC 5605 | Cloutier, Nicolas X. | Respondent | QC | Appeal | | Income tax – deduction – interest – interest paid on loan used to earn income from business or property – source of income ceasing to exist – interest not deductible |
| 96. | SCC | <i>Provincial Court Judges' Assn. of New Brunswick v. New Brunswick (Minister of Justice); Ontario Judges' Assn. v. Ontario (Management Board); Bodner v. Alberta; Conférence des juges du Québec v. Quebec (Attorney General); Minc v. Quebec (Attorney General)</i> | 07/22/05 | [2005] S.C.J. No. 47, [2005] A.C.S. no 47, 2005 SCC 44, 2005 CSC 44, [2005] 2 S.C.R. 286, [2005] 2 R.C.S. 286, 85 O.R. (3d) 79, 255 D.L.R. (4th) 513, 336 N.R. 201, [2006] 1 W.W.R. 407, J.E. 2005-1362, 49 Alta. L.R. (4th) 211, 367 A.R. 300, 288 N.B.R. (2d) 202, 201 O.A.C. 293, 30 Admin. L.R. (4th) 1, 14 C.P.C. (6th) 1, 135 C.R.R. (2d) 55, 141 A.C.W.S. (3d) 213, 2005 CarswellNB 405 | Gagné, Michel | Respondent | QC | Appeal | | Constitutional law — judicial independence — judicial remuneration — nature of judicial compensation commissions and their recommendations — obligation of government to respond to recommendations — scope of judicial review of government's response — remedies |
| 97. | SCC | <i>Society of Composers, Authors and Music Publishers of Canada v. Canadian Assn. of Internet Providers</i> | 06/30/04 | [2004] S.C.J. No. 44, [2004] A.C.S. no 44, 2004 SCC 45, 2004 CSC 45, [2004] 2 S.C.R. 427, [2004] 2 R.C.S. 427, 240 D.L.R. (4th) 193, 322 N.R. 306, J.E. 2004-1386, 32 C.P.R. (4th) 1, 132 A.C.W.S. | Sookman, Barry | Appellant | ON | Appeal | | Constitutional law — extra-territorial application of laws — copyright — infringement — communication to public by telecommunication — information |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
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| | | | | (3d) 142 | | | | | | technology — Internet service providers — Internet |
| 98. | SCC | <i>Banque nationale de Paris (Canada) v. 165836 Canada Inc.</i> | 06/10/04 | [2004] S.C.J. No. 32, [2004] A.C.S. no 32, 2004 SCC 37, 2004 CSC 37, [2004] 2 S.C.R. 45, [2004] 2 R.C.S. 45, 240 D.L.R. (4th) 385, 321 N.R. 237, J.E. 2004-1241, 131 A.C.W.S. (3d) 646 | Bélanger, Philippe H. | Respondent | QC | Appeal | | Hypothecs — banks — obligations — performance of obligation — default and putting in default — transaction |
| 99. | SCC | <i>Bank of Nova Scotia v. Thibault</i> | 05/14/04 | [2004] 1 SCR 758, 2004 SCC 29 (CanLII), 239 DLR (4th) 385, [2004] 5 CTC 73, JE 2004-1060, 58 DTC 6437 | Loranger, Julie-Martine | Appellant | QC | Appeal | | Property law — Annuity — Trust — Registered retirement savings plans — Exemption from seizure — Right to withdraw funds — Alienation of capital |
| 100. | SCC | <i>CCH Canadian Ltd. v. Law Society of Upper Canada</i> | 03/04/04 | [2004] S.C.J. No. 12, [2004] A.C.S. no 12, 2004 SCC 13, 2004 CSC 13, [2004] 1 S.C.R. 339, [2004] 1 R.C.S. 339, 236 D.L.R. (4th) 395, 317 N.R. 107, J.E. 2004-602, 30 C.P.R. (4th) 1, 129 A.C.W.S. (3d) 177 | Sookman, Barry B. | Intervenor | ON | Appeal | | Copyright — infringement — photocopying — fax transmissions — law society — fair dealings — meaning of "original work" — legal publishers — media and publishing |
| 101. | SCC | <i>CIBC Mortgage Corp. v. Vasquez</i> | 09/12/02 | [2002] S.C.J. No. 62, [2002] A.C.S. no 62, 2002 SCC 60, 2002 CSC 60, [2002] 3 S.C.R. 168, [2002] 3 R.C.S. | Deschamps, Michel | Appellant | QC | Appeal | | Mortgage — default on deed of loan — taking in payment — residential condominium — |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
|------|-------|---|----------|---|-----------------------------------|------------|--------|----------------|-----------------|--|
| | | | | 168, 217 D.L.R. (4th) 1, 292 N.R. 201, J.E. 2002-1724, 3 R.P.R. (4th) 1, 116 A.C.W.S. (3d) 447 | | | | | | calculation of capital and interest |
| 102. | SCC | <i>Guarantee Co. of North America v. Gordon Capital Corp.</i> | 10/15/99 | 1999 CanLII 664, [1999] S.C.J. No. 60, [1999] A.C.S. no 60, [1999] 3 S.C.R. 423, [1999] 3 R.C.S. 423, 178 D.L.R. (4th) 1, 247 N.R. 97, 126 O.A.C. 1, 49 B.L.R. (2d) 68, 15 C.C.L.I. (3d) 1, 39 C.P.C. (4th) 100, [2000] I.L.R. I-3741, 91 A.C.W.S. (3d) 796 | Steep, R. Paul Cruz, Darryl A. | Respondent | ON | Appeal | | Contracts — insurance — misrepresentation — rescission — repudiation |
| 103. | SCC | <i>Shell Canada Ltd. v. Canada</i> | 10/15/99 | [1999] S.C.J. No. 30, [1999] A.C.S. no 30, [1999] 3 S.C.R. 622, [1999] 3 R.C.S. 622, 178 D.L.R. (4th) 26, 247 N.R. 19, [1999] 4 C.T.C. 313, 99 D.T.C. 5669, 91 A.C.W.S. (3d) 876, 1999 CanLII 647 | Richards, M.R. Gabrielle | Intervenor | ON | Appeal | | Tax — general anti-avoidance rule — natural resources industry |
| 104. | SCC | <i>Ordon Estate v. Grail</i> | 11/26/98 | [1998] S.C.J. No. 84, [1998] A.C.S. no 84, [1998] 3 S.C.R. 437, [1998] 3 R.C.S. 437, 40 O.R. (3d) 639, 166 D.L.R. (4th) 193, 232 N.R. 201, J.E. 98-2410, 115 O.A.C. 1, 1998 | Hall, Geoff R. | Respondent | ON | Appeal | | Maritime law — negligence — torts — limitations |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
|------|-------|--|----------|---|------------------|------------|--------|----------------|-----------------|--|
| | | | | CanLII 771, 83 A.C.W.S. (3d) 897, REJB 1998-09407 | | | | | | |
| 105. | SCC | <i>Westcoast Energy Inc. v. Canada (National Energy Board)</i> | 03/19/98 | [1998] S.C.J. No. 27, [1998] A.C.S. no 27, [1998] 1 S.C.R. 322, [1998] 1 R.C.S. 322, 156 D.L.R. (4th) 456, 223 N.R. 241, J.E. 98-675, 3 Admin. L.R. (3d) 163, 78 A.C.W.S. (3d) 50, 78 A.C.W.S. (3d) 1309 | Sirett, Robin M. | Respondent | BC | Appeal | | Constitutional law — division of powers — interprovincial transportation — natural resources law |
| 106. | SCC | <i>R. v. Skalbania</i> | 11/06/97 | [1997] S.C.J. No. 97, [1997] A.C.S. no 97, [1997] 3 S.C.R. 995, [1997] 3 R.C.S. 995, 220 N.R. 349, J.E. 98-58, 99 B.C.A.C. 81, 120 C.C.C. (3d) 217, 11 C.R. (5th) 292, 36 W.C.B. (2d) 298 | Doust, Leonard | Appellant | BC | Appeal | | Criminal law — appeals — questions of law — theft — misappropriation of money held under direction — constitutional law — <i>Canadian Charter of Rights and Freedoms</i> |
| 107. | SCC | <i>Hercules Managements Ltd. v. Ernst & Young</i> | 05/22/97 | [1997] S.C.J. No. 51, [1997] A.C.S. no 51, [1997] 2 S.C.R. 165, [1997] 2 R.C.S. 165, 146 D.L.R. (4th) 577, 211 N.R. 352, [1997] 8 W.W.R. 80, J.E. 97-1151, 115 Man.R. (2d) 241, 31 B.L.R. (2d) 147, 35 C.C.L.T. (2d) 115, 1997 CanLII 345, 71 A.C.W.S. (3d) 169 | Hall, Geoff R. | Intervenor | ON | Appeal | | Negligent misrepresentation — auditor's report |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
|------|-------|---|----------|--|-----------------|----------------------|--------|----------------|-----------------|---|
| 108. | SCC | <i>Soulos v. Korkontzilas</i> | 05/22/97 | [1997] S.C.J. No. 52, [1997] A.C.S. no 52, [1997] 2 S.C.R. 217, [1997] 2 R.C.S. 217, 32 O.R. (3d) 716, 146 D.L.R. (4th) 214, 212 N.R. 1, J.E. 97-1111, 100 O.A.C. 241, 46 C.B.R. (3d) 1, 17 E.T.R. (2d) 89, 9 R.P.R. (3d) 1, REJB 1997-00862, 71 A.C.W.S. (3d) 194 | Cruz, Darryl A. | Appellant | ON | Appeal | | Trusts and trustees — constructive trust — agency — fiduciary duties |
| 109. | SCC | <i>Verdun v. Toronto-Dominion Bank</i> | 10/31/96 | [1996] S.C.J. No. 50, [1996] A.C.S. no 50, [1996] 3 S.C.R. 550, [1996] 3 R.C.S. 550, 139 D.L.R. (4th) 415, 203 N.R. 60, 28 B.L.R. (2d) 121, 12 C.C.L.S. 139, 66 A.C.W.S. (3d) 522 | Steep, R. Paul | Respondent | ON | Appeal | | Banks — shareholders — proposals — annual meeting of shareholders — whether beneficial shareholder of bank may submit proposals for inclusion in bank's management proxy circular — whether beneficial shareholder is a "shareholder entitled to vote" within meaning of s. 143(1) of the <i>Bank Act</i> |
| 110. | SCC | <i>Ontario Home Builders' Assn. v. York Region Board of Education</i> | 08/22/96 | [1996] 2 S.C.R. 929, 1996 CanLII 164, 137 D.L.R. (4th) 449, [1996] S.C.J. No. 80, [1996] A.C.S. no 80, [1996] 2 R.C.S. 929, 201 N.R. 81, 35 M.P.L.R. (2d) 1, 4 | Vegh, George | Appellant/Intervenor | ON | Appeal | | Constitutional law — division of powers — <i>Canadian Charter of Rights and Freedoms</i> — indirect taxation — regulatory scheme |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
|------|-------|--|----------|--|--------------|------------|--------|----------------|-----------------|---|
| | | | | R.P.R. (3d) 1, 65 A.C.W.S. (3d) 33 | | | | | | |
| 111. | SCC | <i>Ross v. New Brunswick School District No. 15</i> | 04/03/96 | 1996 CanLII 237, [1996] S.C.J. No. 40, [1996] A.C.S. no 40, [1996] 1 S.C.R. 825, [1996] 1 R.C.S. 825, 133 D.L.R. (4th) 1, 195 N.R. 81, J.E. 96-739, 171 N.B.R. (2d) 321, 37 Admin. L.R. (2d) 131, 35 C.R.R. (2d) 1, 1996 CanLII 237, 62 A.C.W.S. (3d) 266, EYB 1996-80080, 35 C.R.R. (2d) 1, 25 C.H.R.R. 175 | Vegh, George | Appellant | ON | Appeal | | Civil rights — discrimination — constitutional law — <i>Canadian Charter of Rights and Freedoms</i> — freedom of expression — education law |
| 112. | SCC | <i>Ontario Hydro v. Ontario (Labour Relations Board)</i> | 09/30/93 | 1993 CanLII 72, [1993] S.C.J. No. 99, [1993] A.C.S. no 99, [1993] 3 S.C.R. 327, [1993] 3 R.C.S. 327, 107 D.L.R. (4th) 457, 158 N.R. 161, J.E. 93-1718, 66 O.A.C. 241, 93 CLLC 12338, 93 CLLC para. 14,061 at 12338, 43 A.C.W.S. (3d) 52 | Vegh, George | Appellant | ON | Appeal | | Constitutional law — distribution of legislative powers — atomic energy — labour relations |
| 113. | SCC | <i>Ramsden v. Peterborough (City)</i> | 09/02/93 | [1993] S.C.J. No. 87, [1993] A.C.S. no 87, [1993] 2 S.C.R. 1084, [1993] 2 R.C.S. 1084, 15 O.R. (3d) 548 p, 106 D.L.R. (4th) 233, 156 N.R. 2, J.E. 93-1525, 66 | Vegh, George | Intervenor | ON | Appeal | | Constitutional law — <i>Canadian Charter of Rights and Freedoms</i> — freedom of expression — posterage — municipal bylaw |

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|------|-------|---|----------|---|----------------------|------------|--------|----------------|-----------------|--|
| | | | | O.A.C. 10, 23 C.R. (4th) 391, 16 C.R.R. (2d) 240, 16 M.P.L.R. (2d) 1, 42 A.C.W.S. (3d) 441 | | | | | | |
| 114. | SCC | Canada (Attorney General) v. Mossop | 02/25/93 | [1993] S.C.J. No. 20, [1993] A.C.S. no 20, [1993] 1 S.C.R. 554, [1993] 1 R.C.S. 554, 100 D.L.R. (4th) 658, 149 N.R. 1, J.E. 93-444, 13 Admin. L.R. (2d) 1, 46 C.C.E.L. 1, 93 CLLC 16041, 38 A.C.W.S. (3d) 772 | Stephenson, Jenny P. | Intervener | ON | Appeal | | Human rights — civil rights — discriminatory practice — family status — employee denied bereavement leave to attend funeral of father of his male companion — collective agreements — common law spouse of opposite sex — judicial review — standard of review — curial deference toward specialized tribunals |
| 115. | SCC | <i>New Brunswick Broadcasting Co. v. Nova Scotia (Speaker of the House of Assembly)</i> | 01/21/93 | 1993 CanLII 153, [1993] S.C.J. No. 2, [1993] A.C.S. no 2, [1993] 1 S.C.R. 319, [1993] 1 R.C.S. 319, 100 D.L.R. (4th) 212, 146 N.R. 161, J.E. 93-231, 118 N.S.R. (2d) 181, 13 C.R.R. (2d) 1, 37 A.C.W.S. (3d) 1194 | Vegh, George | Intervenor | ON | Appeal | | Constitutional law — <i>Canadian Charter of Rights and Freedoms</i> — parliamentary privileges — freedom of expression |
| 116. | SCC | <i>National Bank of Canada v. Atomic Slipper Co.</i> | 05/16/91 | [1991] S.C.J. No. 38, [1991] A.C.S. no 38, [1991] 1 S.C.R. 1059, [1991] 1 R.C.S. 1059, | Deschamps, Michel | Appellant | QC | Appeal | | Banking — loans and security — default — taking of possession — sale of goods |

| NO. | COURT | CASE | DATE | CITATIONS | LAWYER | ACTED FOR | REGION | TYPE OF APPEAL | FURTHER HISTORY | LEGAL AND INDUSTRY FOCUS |
|------|-------|--|----------|--|------------------|------------|--------|----------------|-----------------|---|
| | | | | 80 D.L.R. (4th) 134, 125 N.R. 161, J.E. 91-844, 40 Q.A.C. 241, 2 B.L.R. (2d) 1, 7 C.B.R. (3d) 275, 26 A.C.W.S. (3d) 1079 | | | | | | given as security — civil procedure — representation by lawyer |
| 117. | SCC | <i>R. v. Meltzer</i> | 06/29/89 | [1989] S.C.J. No. 75, [1989] A.C.S. no 75, [1989] 1 S.C.R. 1764, [1989] 1 R.C.S. 1764, 96 N.R. 391, J.E. 89-1016, 49 C.C.C. (3d) 453, 70 C.R. (3d) 383, 41 C.R.R. 39, 7 W.C.B. (2d) 298 | Doust, Leonard | Appellant | BC | Appeal | | Criminal law — wiretap authorization or renewal — admission of wiretap evidence — whether <i>Canadian Charter of Rights and Freedoms</i> guarantees a right of appeal |
| 118. | SCC | <i>Sparling v. Québec (Caisse de dépôt & de placement)</i> | | [1988] 2 SCR 1015, 55 DLR (4th) 63, 89 NR 120, 20 QAC 174, 41 BLR 1, [1988] SCJ No 95 (QL) | Tremblay, Gérald | Appellant | QC | Appeal | | Crown – Immunity – Provincial Crown agent purchasing shares of a corporation governed by Federal statute |
| 119. | SCC | <i>R. v. Spencer</i> | 10/10/85 | [1985] S.C.J. No. 60, [1985] A.C.S. no 60, [1985] 2 S.C.R. 278, [1985] 2 R.C.S. 278, 21 D.L.R. (4th) 756, 62 N.R. 81, 11 O.A.C. 207, 21 C.C.C. (3d) 385, 48 C.R. (3d) 265, [1985] 2 C.T.C. 310, 85 D.T.C. 5446, 15 W.C.B. 65 | Houston, Donald | Appellant | ON | Appeal | | Evidence — witnesses — compellability — constitutional law — <i>Canadian Charter of Rights and Freedoms</i> |
| 120. | SCC | <i>V.K. Mason Construction Ltd. v. Bank of Nova Scotia</i> | 04/04/85 | [1985] S.C.J. No. 12, [1985] A.C.S. no 12, [1985] 1 S.C.R. 271, | Houston, Donald | Respondent | ON | Appeal | | Contracts — unilateral contract — torts — negligent |

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|------|-------|---|----------|--|-------------------|------------|--------|----------------|-----------------|--|
| | | | | [1985] 1 R.C.S. 271, 16 D.L.R. (4th) 598, 58 N.R. 195, 8 O.A.C. 381, 35 R.P.R. 118, 30 A.C.W.S. (2d) 370 | | | | | | misrepresentation |
| 121. | SCC | <i>R. v. Basarabas</i> | 11/24/82 | [1982] S.C.J. No. 96, [1982] A.C.S. no 96, [1982] 2 S.C.R. 730, [1982] 2 R.C.S. 730, 144 D.L.R. (3d) 115, 46 N.R. 69, [1983] 4 W.W.R. 289, 2 C.C.C. (3d) 257, 31 C.R. (3d) 193 | Doust, Leonard | Respondent | BC | Appeal | | Criminal law — juror discharged — accused not yet put in charge of jury and evidence not called — trial commencement for purposes of the Criminal Code — Criminal Code, R.S.C. 1970, c. C-34, s. 573 |
| 122. | SCC | <i>Capital Cities Communications Inc. v. Canadian Radio-Television Commission</i> | 11/30/77 | [1977] S.C.J. No. 119, [1977] A.C.S. no 119, [1978] 2 S.C.R. 141, [1978] 2 R.C.S. 141, 81 D.L.R. (3d) 609, 18 N.R. 181, 36 C.P.R. (2d) 1 | Grant, Peter | Respondent | ON | Appeal | | Constitutional law — cable television — deletion of commercial messages |
| 123. | SCC | <i>Gingras v. Bank Canadian National</i> | 01/25/77 | [1977] S.C.J. No. 14, [1977] A.C.S. no 14, [1977] 2 S.C.R. 554, [1977] 2 R.C.S. 554, 76 D.L.R. (3d) 91, 15 N.R. 598, 1 B.L.R. 149, [1977] 2 A.C.W.S. 187 | Deschamps, Michel | Appellant | QC | Appeal | | Bills of exchange — cheques — depositing to personal benefit of president — unauthorized endorsement — banking |

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|------------------------|-------|----------------------|----------|---|-----------------|------------|--------|----------------|-----------------|---|
| 124. | SCC | <i>R. c. Sylvain</i> | 11/19/64 | [1964] A.C.S. no 76 , [1965] R.C.S. 164, [1965] S.C.R. 164, 52 D.L.R. (2d) 607 | Drouin, Richard | Respondent | QC | Appeal | | Civil liability — car accident involving a soldier — no remedy for the Crown under s. 1053 Civil Code |
| SCC Total Appeals: 124 | | | | | | | | | | |