

**COURT OF APPEAL
OF
NEW BRUNSWICK**
List of Cases for the
November 2023 sitting
Revised 15 (2023-11-07)



**COUR D'APPEL
DU
NOUVEAU-BRUNSWICK**
Le rôle pour la session
du mois de novembre 2023
Révision 15: (2023-11-07)

Date/Time/ Room/Language Date/Heure/Salle /Langue				Panel Formation	Matter Affaire	Neutral citation Citation neutre/ File Number Numéro de dossier	Lawyers Avocats	Appearance Information Renseignements sur la comparution	Notes Remarques
Date	⌚	R/S	L						
2023-10-10	10:00 /10h	6	E	Baird, J.A./j.c.a. French, J.A./j.c.a. LaVigne, J.A./j.c.a.	138-22-CA Appellant: David Wayne Adams Respondent: His Majesty The King	2022NBKB150 2022NBRR150 SJCR-9-2019	Ben Reentovich Patrick McGuinty Joanne Park	IN PERSON / En personne	Removed pursuant to the consent order / Radié suite à l'ordonnance par consentement.
2023-10-10	10:00 /10h	6	E	Baird, J.A./j.c.a. French, J.A./j.c.a. LaVigne, J.A./j.c.a.	MOTION FOR BAR ADMISSION / MOTION POUR ADMISSION AU BARREAU			IN PERSON / En personne	
2023-10-10	11:00 /11h	6	E	Baird, J.A./j.c.a. French, J.A./j.c.a. LaVigne, J.A./j.c.a.	MOTION FOR BAR ADMISSION / MOTION POUR ADMISSION AU BARREAU			VIDEO CONFERENCE / Vidéo Conférence	
2023-10-10	1:00/ 13h	6	E	Richard, C.J.N.B./J.C.N.-B. Baird, J.A./j.c.a. LaVigne, J.A./j.c.a.	110-22-CA Appellant: Scott Morrison Respondent: His Majesty The King	11503705 11506605	Ben Reentovich Patrick McGuinty Joanne Park	IN PERSON / En personne	

2023-10-10	1:00/ 13h	6	E	Richard, C.J.N.B./J.C.N.-B. Baird, J.A./j.c.a. LaVigne, J.A./j.c.a.	136-22-CA Appellant : Scott Morrison Respondent : His Majesty The King	11503705 11506605	Ben Reentovich Patrick McGuinty Joanne Park	IN PERSON / En personne	
2023-10-11	10:00 /10h	6	F	Richard, C.J.N.B./J.C.N.-B. Baird, J.A./j.c.a. LaVigne, J.A./j.c.a.	74-23-CA Appelant : Tony Rousselle Intimé : Sa Majesté le Roi	BCA 6-2021 06818312	Mireille A. Saulnier Pierre Gionet Patrick McGuinty	IN PERSON / En personne	
2023-10-13	10:00 /10h	6	E	Richard, C.J.N.B./J.C.N.-B. Baird, J.A./j.c.a. LaVigne, J.A./j.c.a.	70-22-CA Appellant: D.B. Respondent: His Majesty The King	35217101	Nathan Gorham, K.C. Adrian Forsythe Patrick McGuinty	IN PERSON / En personne	Removed pursuant to the consent order / Radié suite à l'ordonnance par consentement.
2023-10-13	9:00/ 9h	6	F	Richard, C.J.N.B./J.C.N.-B. Baird, J.A./j.c.a. LaVigne, J.A./j.c.a.	43-23-CA Appelant: Stéphane Larocque Intimé: Sa Majesté le Roi	2023NBKB072 2023NBRR072	Marc R. Guignard, c.r. Pierre Gionet Patrick McGuinty	IN PERSON / En personne	
2023-10-17	10:00 /10h	6	E	Drapeau, J.A./j.c.a. Quigg, J.A./j.c.a. Green, J.A./j.c.a.	49-23-CA Appellant: Province of New Brunswick as represented by the Residential Tenancies Tribunal Respondents: Leading Edge Property Solutions Inc., Colleen Theriault and Destiny Elson	2023NBKB095/ 2023NBRR095	Sarah M.M. Fitzpatrick Justin Gulliver Colleen Theriault Per se/en personne Destiny Elson Per se/en personne	VIDEOCONFERENCE and IN PERSON / VIDEOCONFÉRENCE et EN PERSONNE	Lien TEAMS Link Or call in (audio only) / Ou composer le numéro (audio seulement) : 1-506-606-0118 Phone Conference ID/ ID de la téléconférence : 161 249 593#

2023-10-17	2:00/ 14h	6	E	Drapeau, J.A./j.c.a. Quigg, J.A./j.c.a. Baird, J.A./j.c.a.	70-22-CA Appellant: D.B. Respondent: His Majesty The King	35217101	Nathan Gorham, K.C. Adrian Forsythe Patrick McGuinty	VIDEOCONFERENCE and IN PERSON / VIDEOCONFÉRENCE et EN PERSONNE	Lien TEAMS Link Or call in (audio only) / Ou composer le numéro (audio seulement) : 1-506-606-0118 Phone Conference ID/ ID de la téléconférence : 573 242 505#
2023-10-18	10:00 /10h	6	E	Drapeau, J.A./j.c.a. Green, J.A./j.c.a. LeBlanc, J.A./j.c.a.	62-23-CA Appellant: Covered Bride Potato Chip Company Inc. Respondent: Workplace Health, Safety and Compensation Commission and Workers' Compensation Appeals Tribunal	+20230076	Chad Sullivan Kelly T. VanBuskirk, K.C.	IN PERSON / En personne	
2023-10-18	2:00/ 14h	6	E	Drapeau, J.A./j.c.a. French, J.A./j.c.a. LeBlanc, J.A./j.c.a.	19-23-CA Appellant: Nortondale Farm Ltd. Respondent: Jean Chestnut	2023NBKB 36 2023NBKR36 SCJ-218-2022	Michel Boudreau Rodney J. Gillis, K.C.	IN PERSON / En personne	
2023-10-19	10:00 /10h	6	E	Quigg, J.A./j.c.a. French, J.A./j.c.a. LeBlanc, J.A./j.c.a.	68-23-CA Applicant: New Brunswick Power Corporation First Respondent: New Brunswick Energy and Utilities Board Second Respondent: Public Intervener Third Respondent: J.D. Irving, Limited Fourth Respondent: The Power Commission of the City of Saint John Fifth Respondent: The City of Edmundston	n/a s.o.	John G. Furey Abigail J. Herrington J.M. Alain Chiasson Glenn Zacher Ryan Burgoyne	IN PERSON / En personne	

					Sixth Respondent: Perth Andover Electric Light Commission				
2023-10-24	10:00 /10h	6	E	Quigg, J.A./j.c.a. French,J.A./j.c.a. LeBlanc, J.A./j.c.a.	138-22-CA Appellant: David Wayne Adams Respondent: His Majesty The King	2022NBKB150 2022NBRR150 SJCR-9-2019	Ben Reentovich Patrick McGuinty Joanne Park	IN PERSON / En personne	Adjourned and set over to November 29, 2023 pursuant to directions of The Honourable Chief Justice Richard / L'audience est ajournée au 29 novembre 2023 selon la directive de l'honorable juge en chef
2023-10-24	2:00/ 14h	6	E	Quigg, J.A./j.c.a. Green,J.A./j.c.a. LeBlanc, J.A./j.c.a.	47-22-CA Appellant: Jacob Lilly Respondent: His Majesty The King	15766413	Nathan Gorham, K.C. Adrian Forsythe Patrick McGuinty	IN PERSON / En personne	
2023-10-25	10:00 /10h	6	E	Quigg, J.A./j.c.a. Green,J.A./j.c.a. LeBlond, J.A./j.c.a.	78-23-CA Appellant: Karl Anthony Wilson Respondent: Department of Social Development	2023NBKB134 2023NBBE134 MM-240-2022	Karl Wilson Per se/en personne Sarah M.M. Fitzpatrick	IN PERSON / En personne	
2023-10-25	1:00/ 13h	6	E	Quigg, J.A./j.c.a. Green,J.A./j.c.a. LeBlond, J.A./j.c.a.	86-23-CA Appellant (Respondent on Motion): P.M. Respondent (Applicant on Motion) : S.M.	2023NBKB147 2023NBBE147 FDM-131-2019	P.M. Per se/en personne Kayla Cullen	IN PERSON / En personne	Notice of Discontinuance/ Avis de désistement
2023-10-26	10:00 /10h	6	E	Green,J.A./j.c.a. French,J.A./j.c.a. LeBlond, J.A./j.c.a.	56-22-CA Appellant: M.K. Respondent: M.L.	FD-556-2017	David H Dunsmuir M.L. Per se/en personne	IN PERSON / En personne	

2023-10-31	10:00 /10h	6	E	Green, J.A./j.c.a. Baird, J.A./j.c.a. French, J.A./j.c.a.	128-22-CA Appellant: L.A.A. Respondent: W.J.V.	FDF-72-2015	L.A.A. Per se/en personne W.J.V. Per se/en personne	IN PERSON / En personne	Removed and set over to the remanet list, pursuant to directions of The Honourable Chief Justice / L'audience est ajournée selon la directive de l'honorable juge en chef
2023-11-01	10:00 /10h	6	E	Drapeau, J.A./j.c.a. Quigg, J.A./j.c.a. LeBlond, J.A./j.c.a.	106-22-CA Appellant: Robert Hayes, on behalf of himself and other class members Respondent: The City of Saint John, a body corporate by Royal Charter, confirmed and amended by Acts of the Legislative Assembly of the Province of New Brunswick	2022NBKB184/ 2022 BKBR 184 SKC/533/2013	Celeste Poltak Adam Tanel Elie Waitzer John A. McKiggan, K.C. Michael D. Brenton, K.C. Emilie S. Jerome	VIDEOCONFERENCE and IN PERSON / VIDEOCONFÉRENCE et EN PERSONNE	Lien TEAMS Link Or call in (audio only) / Ou composer le numéro (audio seulement) : 1-506-606-0118 Phone Conference ID/ ID de la téléconférence : 562 610 439#
2023-11-08	3:00/15h	6	E	Richard, C.J.N.B./J.C.N.-B. Quigg, J.A./j.c.a. French, J.A./j.c.a.	72-23-CA Appellant: M. Q. Respondent: His Majesty The King	11758405	Ben Reentovich Patrick McGuinty	IN PERSON / En personne	