



MEMORANDUM

TO: Members of the New Brunswick Law Society and the Members of the Canadian Bar Association, New Brunswick Branch, parties with matters scheduled before the New Brunswick Court of King's Bench

FROM: Chief Justice Tracey K. DeWare

DATE: October 7th, 2022

RE: Adjournment of matters between October 17th, 2022 to December 31st, 2022 at the New Brunswick Court of King's Bench

*The New Brunswick Court of King's Bench is in the process of reviewing its existing docket in order to prioritize the prompt hearing of child protection matters. Following the New Brunswick Court of Appeal's decision in **R.D. v. The Minister of Social Development**, 2022, NBCA 56, all child protection matters must be adjudicated within the timelines set out under the Family Services Act, SNB 1980, c.f. – 2.2. In order to comply with these timelines, it is necessary for the court to adjourn matters currently scheduled in order to accommodate child protection matters.*

The following cases have been identified as matters that may need to be adjourned to accommodate a child protection hearing. Any case found on this list is now “unassigned” as there is currently no judge available to hear the matter.

Parties in these matters are advised that they are on “standby”. The court will advise the parties if the matter will proceed no later than 72 hours prior to the scheduled commencement of the hearing. It is anticipated that many of these matters will proceed as scheduled. However, in the interest of transparency and consideration for the involved parties, the following matters are at risk of being adjourned.

Judicial District of Bathurst

<i>October 25th to 28th</i>	<i>FBD-18-2021</i>
<i>October 31st to November 1st</i>	<i>BC-245-2019</i>
<i>November 4th</i>	<i>BC-47-2020</i> <i>BC-159-2021</i>
<i>November 7th to 9th</i>	<i>BC-226-2018</i>
<i>November 24th</i>	<i>BC-63-2019</i>
<i>November 29th to 30th</i>	<i>FBD-303-2021</i>
<i>December 19th to 21st</i>	<i>FBD-137-2020</i>

Judicial District of Campbellton

<i>November 1st to 2nd</i>	<i>FDC-59-2020</i>
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Judicial District of Edmundston

<i>December 5th to 9th</i>	<i>EC-83-2019</i>
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Judicial District of Woodstock

<i>December 12th and 13th</i>	<i>FDW-121-2019</i>
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Judicial District of Fredericton

<i>October 27th to 28th</i>	<i>FDF-398-2020</i>
<i>November 2nd</i>	<i>FM-95-2022</i>
<i>November 7th to 9th</i>	<i>FDF-101-2015</i>

<i>November 28th to December 1st</i>	<i>FDF-434-2018</i>
<i>December 5th to 6th</i>	<i>FDF-007-2009</i>
<i>December 13th to 15th</i>	<i>FC-120-2021</i>

Judicial District of Saint John

Trial Division:

<i>October 26th</i>	<i>SJM-62-2022</i>
<i>November 23rd and 24th</i>	<i>SJC-137-2016</i>
<i>October 25th</i>	<i>SJP-229-2018</i>
<i>October 24th</i>	<i>SJC-338-2020</i>
<i>October 25th</i>	<i>SJC-170-2017</i>
<i>October 26th</i>	<i>SJC-218-2021</i>
<i>October 27th</i>	<i>SJC-33-2019</i>
<i>October 28th</i>	<i>SJC-354-2017</i>
<i>November 16th</i>	<i>SJM-108-2021</i>
<i>November 23rd</i>	<i>SJC-104-2019</i>
<i>November 25th</i>	<i>SJC-199-2015</i>
<i>December 6th</i>	<i>SJC-235-2021</i>
<i>December 13th</i>	<i>SJM-114-2022</i>
<i>December 14th</i>	<i>SJM-59-2022</i>

Family Division

<i>October 19th-21st</i>	<i>FDSJ-26-2021</i>
<i>October 28-30</i>	<i>FDSJ-448-2021</i>
<i>November 14th and 15th</i>	<i>FDSJ-152-2020</i>
<i>November 17th</i>	<i>FDSJ-33-2021</i>
<i>November 18th</i>	<i>FDSJ-484-2017</i>
<i>November 29th</i>	<i>FDSJ-143-2021</i>
<i>November 29th</i>	<i>FDSJ-319-2022</i>
<i>November 30th</i>	<i>FDSJ-132-2021</i>
<i>December 1st and 2nd</i>	<i>FDSJ-403-2020</i>
<i>December 12th to 21st</i>	<i>FDSJ-326-2019</i>

Judicial District of Moncton

Trial Division

<i>November 22nd</i>	<i>MC-141-2021</i>
<i>November 23rd</i>	<i>MM-116-2022</i> <i>MM-123-2022</i>
<i>November 24th</i>	<i>MC-597-2019</i>

	<i>MM-137-2022</i>
<i>December 5th and 6th</i>	<i>MM-1-2022</i>
<i>December 20th and 21st</i>	<i>MC-713-2019 et al</i>
	<i>MC-783-2019</i>
	<i>MC-665-2019</i>
	<i>MC-772-2019</i>
	<i>MC-666-2019</i>
	<i>MC-153-2020</i>
	<i>MC-698-2019</i>
	<i>MC-906-2019</i>
	<i>MC-718-2019</i>
	<i>MC-708-2019</i>
	<i>MC-715-2019</i>
	<i>MC-880-2019</i>
	<i>MC-713-2019</i>
	<i>MC-697-2019</i>
	<i>MC-905-2019</i>
	<i>MC-664-2019</i>
	<i>MC-663-2019</i>
	<i>MC-771-2019</i>
	<i>MC-144-2020</i>
	<i>MC-773-2019</i>
	<i>MC-836-2019</i>
	<i>MC-699-2019</i>
	<i>MC-717-2019</i>
	<i>MM-45-2021</i>
	<i>MM-53-2021</i>

Family Division

<i>October 24th</i>	<i>FDM-249-2021</i>
<i>October 26th and 27th</i>	<i>FDM-313-2010</i>
<i>October 31st</i>	<i>FDM-558-2006</i>
<i>October 31st</i>	<i>FDM-5-2021</i>
<i>November 1st</i>	<i>FDM-356-2021</i>
<i>November 1st</i>	<i>FDM-667-2020</i>
<i>November 1st to 4th</i>	<i>FDM-154-2020</i>
<i>November 14th</i>	<i>FDM-716-2018</i>
<i>November 14th to 16th</i>	<i>FDM-887-2019</i>
<i>November 17th</i>	<i>FDM-470-2021</i>
<i>November 21st to 23rd</i>	<i>FDM-562-2019</i>
<i>November 28th to 30th</i>	<i>FDM-161-2020</i>
<i>November 28th to 30th</i>	<i>FDM-564-2012</i>
<i>November 30th to December 2nd</i>	<i>FDM-290-2020</i>

<i>December 1st and 2nd</i>	<i>FDM-324-2019</i>
<i>December 5th and 6th</i>	<i>FDM-116-2015</i>
<i>December 5th to 8th</i>	<i>FDM-587-2020</i>
<i>December 8th</i>	<i>FDM-319-2021</i>
<i>December 9th</i>	<i>FDM-95-2021</i>

Please note that all criminal matters currently scheduled before the New Brunswick Court of King's Bench will proceed. Further, the court is making every effort to ensure that settlement conferences proceed as planned with the hope that the successful resolution of scheduled matters will free up court time and limit the number of cases that must be adjourned.

Yours very truly,

Original signed by

*Tracey K. DeWare
Chief Justice*

TKD: mfd