

**COURT OF APPEAL
OF
NEW BRUNSWICK**
List of Cases for the
September 2023 sitting
Revised 8: (2023-09-21)



**COUR D'APPEL
DU
NOUVEAU-BRUNSWICK**
Le rôle pour la session
du mois de septembre 2023
Révision 8 : (2023-09-21)

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						
2023-09-12	10:00 /10h	6	E	Drapeau, J.A./j.c.a. Green, J.A./j.c.a. LeBlanc, J.A./j.c.a.	95-22-CA Appellant: D.T. Respondent: His Majesty The King	n/a s.o.	Robert K. McKee Patrick McGuinty	IN PERSON / En personne	Decision rendered / Décision rendue
2023-09-12	10:00 /10h	6	E	Drapeau, J.A./j.c.a. Green, J.A./j.c.a. LeBlanc, J.A./j.c.a.	25-22-CA Appellant: Wendy MacNeill Respondents: Workplace Health, Safety and Compensation Commission, Workers' Compensation Appeals Tribunal and the united Church Home for Senior Citizens, Inc., doing business as Drew Nursing Home	20229635	Caroline Lafontaine Wendy MacNeill Per se/en personne	IN PERSON / En personne	
2023-09-12	10:00 /10h	6	E	Drapeau, J.A./j.c.a. Green, J.A./j.c.a. LeBlanc, J.A./j.c.a.	63-23-CA Appellant/Respondent on Motion : T.T.W. Respondent/Applicant on Motion : A.D.		T.T.W. Per se/en personne Grant M. Ogilvie, K.C.	IN PERSON / En personne	

2023-09-12	10:00 /10h	6	E	Drapeau, J.A./j.c.a. Green,J.A./j.c.a. LeBlanc, J.A./j.c.a.	24-22-CA Appellant: James Manderville Respondent: Workplace Health, Safety and Compensation Commission	20229655	James Manderville Per se/en personne Deirdre Wade, K.C.	IN PERSON / En personne and/et Telephone Conference / téléconférence	Adjourned and set over to September 27, 2023 pursuant to directions of The Honourable Chief Justice Richard / L'audience est ajournée au 27 septembre 2023 selon la directive de l'honorable juge en chef
2023-09-13	10:00 /10h	6	F	Drapeau, J.A./j.c.a. LeBlond, J.A./j.c.a. LeBlanc, J.A./j.c.a.	22-23-CA Appelant: Germain Bulger Intimée: La Commission de la santé, de la sécurité et de l'indemnisation des accidents au travail		Germain Bulger Per se/en personne Dominique Fontaine	IN PERSON / En personne	Adjourned and set over to November 20, 2023 pursuant to directions of The Honourable Chief Justice Richard / L'audience est ajournée au 20 novembre 2023 selon la directive de l'honorable juge en chef
2023-09-13	2:00/ 14h	6	F	Quigg, J.A./j.c.a. LeBlond, J.A./j.c.a. LeBlanc, J.A./j.c.a.	31-23-CA Appelante: M.L. Intimé: D.B.	FDB-158-2013 FDB-259-2013	Martine Larocque D.B. Per se/en personne	IN PERSON / En personne	
2023-09-14	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.	FDF-556-2017	David H Dunsmuir M.L. Per se/en personne	IN PERSON / En personne	Adjourned and set over to a date to be set, pursuant to directions of The Honourable Chief Justice Richard / Remise à une date ultérieure, en vertu de la directive de l'honorable juge en chef
2023-09-14	2:00/ 14h	6	E	Green,J.A./j.c.a. French.J.A./j.c.a. LeBlond, J.A./j.c.a.	93-22-CA Appellant: T.H. and R.S. Respondent: The Minister of Social Development	2022NBQB163/ 2022NBBR163 FDSJ-385-21	T.H. Per se/en personne Sarah Rouse	IN PERSON / En personne	

2023-09-19	10:00 /10h	6	E	Drapeau, J.A./j.c.a. French.J.A./j.c.a. LeBlond, J.A./j.c.a.	23-23-CA Appellants: Purrestore Management Services Inc., Gordon Gamble, and Jason Reis Respondents : Remi Doiron and Michelle Doiron	2023NBQB52 2023NBBR52 MM-247-2022 MM-200-2022	Christopher Horkins Michael D. Heikkinen Yanis Khiari	IN PERSON / En personne	
2023-09-20	10:00 /10h	6	E	Drapeau, J.A./j.c.a. Quigg, J.A./j.c.a. LeBlond, 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	Adjourned and set over to October 17, 2023 pursuant to directions of The Honourable Chief Justice Richard / L'audience est ajournée au 17 octobre 2023 selon la directive de l'honorable juge en chef
2023-09-20	1:00/ 13h	6	E	Green,J.A./j.c.a. French.J.A./j.c.a. LeBlanc, J.A./j.c.a.	111-22-CA Appellant: J.B.S. Respondent: J.L.H.-S.	2022NBKB196 2022NBBR196 FDM-644-1996	J.B.S. Per se/en personne J.L.H.-S. Per se/en personne	IN PERSON / En personne and/et Telephone Conference / téléconférence	
2023-09-21	10:00 /10h	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	Adjourned and set over to October 24, 2023 pursuant to directions of The Honourable Chief Justice Richard / L'audience est ajournée au 24 octobre 2023 selon la directive de l'honorable juge en chef

2023-09-26	10:00 /10h	6	E	Quigg, J.A./j.c.a. Green,J.A./j.c.a. LeBlond, J.A./j.c.a.	74-22-CA Appellant: K.B. Respondents: J.T. and C.J.P.	n/a s.o. FDM-596-2021	Kayla Cullen Ben Reentovich C.J.P. 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 : 937 561 061#
2023-09-27	9:00/ 9h	6	E	Quigg, J.A./j.c.a. Green,J.A./j.c.a. LeBlond, J.A./j.c.a.	82-23-ca Appellant/Respondent on Motion : F.H. Respondent/Applicant on Motion : C.F.		Allen Miles Tianna L. Gerber	IN PERSON / En personne	
2023-09-27	10:00 /10h	6	E	Quigg, J.A./j.c.a. Green,J.A./j.c.a. LeBlond, J.A./j.c.a.	104-22-CA Appellant: David Brigden Respondent: Worksafe New Brunswick		David Brigden Per se/en personne Deirdre L. Wade, K.C.	IN PERSON / En personne	
2023-09-27	2:00/ 14h	6	E	Quigg, J.A./j.c.a. Green,J.A./j.c.a. LeBlanc, J.A./j.c.a.	24-22-CA Appellant: James Manderville Respondent: Workplace Health, Safety and Compensation Commission	20229655	James Manderville Per se/en personne Deirdre Wade, K.C.	IN PERSON / En personne and/et Telephone Conference / téléconférence	
2023-09-28	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 2022NBBR150 SJCR-9-2019	Ben Reentovich Joanne Park Patrick McGuinty	IN PERSON / En personne	Adjourned and set over to the remanet list, pursuant to directions of The Honourable Chief Justice Richard / L'audience est ajournée selon la directive de l'honorable juge en chef

2023-09-28	2:00/ 14h	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# Adjourned and set over to November 1, 2023 pursuant to directions of The Honourable Chief Justice Richard / L'audience est ajournée au 1 novembre 2023 selon la directive de l'honorable juge en chef
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