

Date: 20061114

Docket: A-388-05

Citation: 2006 FCA 369

**CORAM: LINDEN J.A.
NOËL J.A.
EVANS J.A.**

BETWEEN:

SHERRILL MCINTYRE

Applicant

and

THE ATTORNEY GENERAL OF CANADA

Respondent

Heard at Halifax, Nova Scotia, on November 14, 2006.

Judgment delivered from the Bench at Halifax, Nova Scotia, on November 14, 2006.

REASONS FOR JUDGMENT OF THE COURT BY:

LINDEN J.A.

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REASONS FOR JUDGMENT OF THE COURT

(Delivered from the Bench at Halifax, Nova Scotia, on November 14, 2006)

LINDEN J.A.

[1] We are unable to see any error of law or fact that would warrant the intervention of this Court.

[2] In particular, the Board made no patently unreasonable error in finding on the facts of this case that the applicant did not meet the test of severe and prolonged disability as outlined in the Act on or before December 31, 2000.

[3] The Application will be dismissed.

“A.M. Linden”

J.A.

FEDERAL COURT OF APPEAL

NAMES OF COUNSEL AND SOLICITORS OF RECORD

DOCKET: A-388-05

STYLE OF CAUSE: Sherrill McIntyre v. The Attorney
General of Canada

PLACE OF HEARING: Halifax, Nova Scotia

DATE OF HEARING: November 14, 2006

REASONS FOR JUDGMENT OF THE COURT BY: Linden J.A.
Noël J.A.
Evans J.A.

DELIVERED FROM THE BENCH BY: Linden J.A.

APPEARANCES:

Sherrill McIntyre FOR THE APPLICANT

Lorne Ptack FOR THE RESPONDENT

SOLICITORS OF RECORD:

Self- represented FOR THE APPLICANT

John H. Sims, Q.C. FOR THE RESPONDENT