

Date: 20081009

Docket: A-90-08

Citation: 2008 FCA 303

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

BETWEEN:

INSIGHT INSTRUMENT CORPORATION

Appellant

and

MINISTER OF TRANSPORT

Respondent

Heard at Toronto, Ontario, on October 9, 2008.

Judgment delivered from the Bench at Toronto, Ontario, on October 9, 2008.

REASONS FOR JUDGMENT OF THE COURT BY:

LINDEN J.A.

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REASONS FOR JUDGMENT

(Delivered from the Bench at Toronto, Ontario, October 9, 2008)

LINDEN J.A.

[1] We have not been persuaded that the Applications Judge made any error of law or any palpable and overriding error of fact that would warrant an intervention.

[2] The appeal will be dismissed with costs.

"A.M. Linden"

J.A.

FEDERAL COURT OF APPEAL

NAMES OF COUNSEL AND SOLICITORS OF RECORD

DOCKET: A-90-08

(APPEAL FROM A JUDGMENT OR ORDER OF THE HONOURABLE JUSTICE O'REILLY DATED JANUARY 29, 2008, TATC FILE NO. O-3081-41, MoT FILE NO. PAP5504-053311)

STYLE OF CAUSE: INSIGHT INSTRUMENT
CORPORATION v.
MINISTER OF TRANSPORT

PLACE OF HEARING: TORONTO, ONTARIO

DATE OF HEARING: OCTOBER 9, 2008

REASONS FOR JUDGMENT OF THE COURT BY: LINDEN J.A.

DATED: OCTOBER 9, 2008

APPEARANCES:

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Andrea Bourke FOR THE RESPONDENT

SOLICITORS OF RECORD:

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