

Date: 20090203

Docket: A-394-08

Citation: 2009 FCA 30

**CORAM: LÉTOURNEAU J.A.
BLAIS J.A.
TRUDEL J.A.**

BETWEEN:

HRATCH SAHAGUIAN

Appellant

and

HER MAJESTY THE QUEEN

Respondent

Heard at Montréal, Quebec, on February 2, 2009.

Judgment delivered at Montréal, Quebec, on February 3, 2009.

REASONS FOR JUDGMENT BY THE COURT:

**LÉTOURNEAU J.A.
BLAIS J.A.
TRUDEL J.A.**

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REASONS FOR JUDGMENT

THE COURT

[1] Mr. Sahaguian has instituted an action for damages in the Federal Court claiming \$25 million from Her Majesty the Queen for:

"Misrepresentation by false passport. A marriage of convenience. Divorce case under false pretences. Perjury. Criminal abortion, Attorney's Malpractice. Access to information. Fraud accounting. Conflict of Laws. Brutality at the Canadian embassy in Lebanon. Revocation of Canadian Passport. Abduction into U.S.A. of contempt of court. A Total Loss." (appellant's statement of claim, appeal book, page 8).

[2] At the request of the respondent, the appellant's statement of claim was struck by Prothonotary Morneau (order of June 9th, 2008, docket no. T-667-08). The appellant was unsuccessful in his appeal of the Prothonotary's order in front of the Federal Court (Beaudry J. order of July 9th, 2008, docket no. T-667-08), which caused him to start the present appeal.

[3] In front of this Court, the appellant was given the opportunity to expand on his personal situation, allowing the panel to better understand the motivation behind his lawsuit. Following a constructive exchange with the Court, the appellant admitted that he could not show where Beaudry J. had committed an error in upholding the Prothonotary's decision on the basis that the appellant's statement of claim, as drafted, was fatally flawed and showed no valid cause of action against the respondent.

[4] Despite the Court's sympathy for the appellant's suffering following a difficult divorce, the appeal will be dismissed and no costs will be awarded considering the facts of this case.

"Gilles Létourneau"

J.A.

"Pierre Blais"

J.A.

"Johanne Trudel"

J.A.

FEDERAL COURT OF APPEAL

NAMES OF COUNSEL AND SOLICITORS OF RECORD

DOCKET: A-394-08

STYLE OF CAUSE: Hratch Sahaguian v.
Her Majesty the Queen

PLACE OF HEARING: Montréal, Quebec

DATE OF HEARING: February 2, 2009

REASONS FOR JUDGMENT BY THE COURT: LÉTOURNEAU J.A.
BLAIS J.A.
TRUDEL J.A.

DATED: February 3, 2009

APPEARANCES:

HRATCH SAHAGUIAN

SELF-REPRESENTED
APPELLANT

ANTOINE LIPPÉ

FOR THE RESPONDENT

SOLICITORS OF RECORD:

John H. Sims, Q.C.
Deputy Attorney General of Canada

FOR THE RESPONDENT