

Federal Court of Appeal



Cour d'appel fédérale

**Date: 20101130**

**Docket: A-39-10**

**Citation: 2010 FCA 323**

[ENGLISH TRANSLATION]

**Present: NOËL J.A.**

**BETWEEN:**

**HER MAJESTY THE QUEEN**

**Appellant**

**and**

**JEAN-ROBERT LACROIX,  
representing CANADEVIM LTÉE,  
under subsection 38(1) of the *Bankruptcy and Insolvency Act***

**Respondent**

Motion dealt with in writing without appearance of parties.

Order delivered at Ottawa, Ontario, November 30, 2010.

**REASONS FOR ORDER BY:**

**NOËL J.A.**

Federal Court of Appeal



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**REASONS FOR ORDER**

**NOËL J.A.**

[1] The Court would like to note that, in contrast to what counsel for the respondent seems to believe, the motion for an extension of time and the supporting affidavit comply with Rule 82 of the Rules of Practice. The motion was submitted by Mr. Danis, and the affidavit is that of Mr. Denis.

[2] The application for dismissal for failure to submit a requisition for hearing in a timely manner is therefore dismissed, and the application for an extension of time will be allowed. The

application to have the hearing of the appeal scheduled must be submitted within ten (10) days of this order.

“Marc Noël”

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J.A.

**FEDERAL COURT OF APPEAL**

**NAMES OF COUNSEL AND SOLICITORS OF RECORD**

**DOCKET:** A-39-10

**STYLE OF CAUSE:** HER MAJESTY THE QUEEN v.  
JEAN-ROBERT LACROIX,  
representing CANADEVIM LTÉE,  
under subsection 38(1) of the  
*Bankruptcy and Insolvency Act*

**MOTION DEALT WITH IN WRITING WITHOUT APPEARANCE OF PARTIES**

**REASONS FOR ORDER BY:** NOËL J.A.

**DATED:** November 30, 2010

**WRITTEN REPRESENTATIONS BY:**

Benoît Denis  
Gérald Danis

FOR THE APPELLANT

Chantal Donaldson

FOR THE RESPONDENT

**SOLICITORS OF RECORD:**

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FOR THE APPELLANT

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FOR THE RESPONDENT