

Federal Court
of Appeal



Cour d'appel
fédérale

Date: 20111011

Docket: A-291-10

Citation: 2011 FCA 279

**CORAM: SEXTON J.A.
STRATAS J.A.
MAINVILLE J.A.**

BETWEEN:

PIÈCES D'AUTO TRANSIT INC.

Appellant

and

PRESIDENT OF THE CANADA BORDER SERVICES AGENCY

Respondent

Heard at Ottawa, Ontario, on October 11, 2011.

Judgment delivered from the Bench at Ottawa, Ontario, on October 11, 2011.

REASONS FOR JUDGMENT OF THE COURT BY:

STRATAS J.A.

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REASONS FOR JUDGMENT OF THE COURT
(Delivered from the Bench at Ottawa, Ontario, on October 11, 2011)

STRATAS J.A.

[1] This is an appeal from a decision of the Canadian International Trade Tribunal dated July 28, 2010 (no. AP-2009-005).

[2] The parties are agreed, and we agree, that the standard of review of the Tribunal's decision is reasonableness.

[3] Notwithstanding the able and passionate arguments of Mr. Kaylor, we do not find the decision unreasonable.

[4] Based on the facts it found (particularly in paragraphs 14-18 and 49 of its decision) and on the law, the Tribunal reached an outcome that was within the range of defensibility and acceptability.

[5] Therefore, we shall dismiss the appeal with costs.

"David Stratas"

J.A.

FEDERAL COURT OF APPEAL

NAMES OF COUNSEL AND SOLICITORS OF RECORD

DOCKET: A-291-10

STYLE OF CAUSE: Pièces D'Auto Transit Inc. v.
President of The Canada Border
Services Agency

PLACE OF HEARING: Ottawa, Ontario

DATE OF HEARING: October 11, 2011

REASONS FOR JUDGMENT OF THE COURT BY: Sexton, Stratas and Mainville JJ.A.

DELIVERED FROM THE BENCH BY: Stratas J.A.

APPEARANCES:

Michael Kaylor FOR THE APPELLANT

Luc Vaillancourt FOR THE RESPONDENT

SOLICITORS OF RECORD:

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