

3-10-2009

Abdelrazik v. Canada, 2009 FCA 77 (10 March 2009) (Advanced Costs – FCA)

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Date: 20090310

Docket: A-370-08

Citation: 2009 FCA 77

**CORAM: SHARLOW J.A.
PELLETIER J.A.
LAYDEN-STEVENSON J.A.**

BETWEEN:

ABOUSIOFIAN ABDELRAZIK

Appellant

and

**MINISTER OF FOREIGN AFFAIRS
AND INTERNATIONAL TRADE**

Respondent

Heard at Ottawa, Ontario, on March 10, 2009.

Judgment delivered from the Bench at Ottawa, Ontario, on March 10, 2009.

REASONS FOR JUDGMENT OF THE COURT BY:

SHARLOW J.A.

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REASONS FOR JUDGMENT OF THE COURT
(Delivered from the Bench at Ottawa, Ontario, on March 10, 2009)

SHARLOW J.A.

[1] We have not been persuaded that the discretionary orders of Justice Mactavish were made on the basis of any improper principle. The appeal will be dismissed without costs. The cross-appeal will be dismissed with costs fixed in the amount of \$2,500 (inclusive of disbursements). The judgment will be stayed for 30 days to give the respondent time to seek the exemptions required to permit the costs to be paid.

[2] As to the suggestion that the order relating to the solicitor and client communications are too broadly worded, that is a matter that can be dealt with in case management.

“K. Sharlow”

J.A.

FEDERAL COURT OF APPEAL

NAMES OF COUNSEL AND SOLICITORS OF RECORD

DOCKET: A-370-08

STYLE OF CAUSE: Abousiofian Abdelrazik v.
Minister of Foreign Affairs and
International Trade

PLACE OF HEARING: Ottawa, Ontario

DATE OF HEARING: March 10, 2009

REASONS FOR JUDGMENT OF THE COURT BY: (SHARLOW, PELLETIER,
LAYDEN-STEVENSON J.J.A.)

DELIVERED FROM THE BENCH BY: SHARLOW J.A.

APPEARANCES:

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Elizabeth Richards

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