

CANADIAN HUMAN RIGHTS TRIBUNAL TRIBUNAL CANADIEN DES DROITS
DE LA PERSONNE

DERICK CRAIG FINNEY

Complainant

- and -

CANADIAN HUMAN RIGHTS COMMISSION

Commission

- and -

TRANSPORT CANADA

Respondent

DECISION

MEMBER: Matthew D. Garfield 2009 CHRT 38
2009/12/04

[1] The hearing of this Complaint was convened in Toronto on November 30, 2009. At the commencement of the hearing, the Tribunal Registry Officer read the Case for Hearing and called for appearances. All of the parties were represented by counsel.

[2] On the following morning, counsel for the Complainant and the Canadian Human Rights Commission stated that they would not be calling any evidence in support of the Complaint. As a result, I find that the Complaint has not been substantiated. I hereby dismiss the Complaint, pursuant to subsection 53(1) of the *Canadian Human Rights Act*.

"Signed by"

Matthew D. Garfield

OTTAWA, Ontario

December 4, 2009

PARTIES OF RECORD

TRIBUNAL FILE:	T1399/2509
STYLE OF CAUSE:	Derick Craig Finney v. Transport Canada
DATE AND PLACE OF HEARING:	November 30 and December 1, 2009 Toronto, Ontario
DECISION OF THE TRIBUNAL DATED:	December 4, 2009 (Oral decision rendered from the bench on December 1, 2009)
APPEARANCES:	
David Conn	For the Complainant
Sheila Osborne-Brown/ Samar Musallam	For the Canadian Human Rights Commission
Sid Restall/ Kevin Staska	For the Respondent