

**CANADIAN HUMAN RIGHTS TRIBUNAL    TRIBUNAL CANADIEN  
DES DROITS DE LA PERSONNE**

**SERINA SANUSI**

**Complainant**

**- and -**

**LEROY BROWN**

**Respondent**

**REASONS FOR DECISION**

MEMBER: Claude Pensa, Q.C.

2004 CHRT 33  
2004/07/26

[1] This hearing was convened on Monday, July 26, 2004 in Toronto. At the commencement of the hearing, the Tribunal Registry Officer read the Case for Hearing and called for appearances. Mr. D. McLeod was present and appeared on behalf of the respondent, Leroy Brown, who was also in attendance.

[2] The complainant, Serina Sanusi was not present at the hearing, nor was anyone present who appeared on her behalf.

[3] The Tribunal adjourned for 15 minutes and upon resumption of the hearing, the Registry Officer asked whether Serina Sanusi or a representative of Serina Sanusi was in attendance at the proceedings. This was the second time this was asked and again there was no response.

[4] The affidavit of service of Donna Chiappa, Process Server, was filed. The affidavit set out that the complainant, Serina Sanusi, was personally served on

July 16, 2004 with a Tribunal letter dated July 13, 2004, which enclosed a Tribunal letter dated June 4, 2004 with the following enclosures: copy of the CHRT Interim Rules of Procedure, the Tribunal Publication "What Happens Next", as well as a revised Notice of Postponement indicating that this hearing would proceed on July 26, 2004 at the Federal Court of Canada in Toronto, Ontario. These documents were filed as Tribunal Exhibit no. T-1.

[5] The Canadian Human Rights Commission did not attend the hearing and did not call any evidence or provide any evidence in support of the complaint. No evidence was called by the complainant in support of the complaint.

[6] Accordingly, I find that the complaint has not been substantiated and the complaint is hereby dismissed under s. 53(1) of the *Canadian Human Rights Act*.

Signed by  
Claude Pensa

TORONTO, Ontario  
July 26, 2004

PARTIES OF RECORD

TRIBUNAL FILE:	T841/9103
STYLE OF CAUSE:	Serina Sanusi v. Leroy Brown
DATE AND PLACE OF HEARING:	July 26, 2004 Toronto, Ontario
DECISION OF THE TRIBUNAL DATED:	July 26, 2004 (Written decision forwarded to the parties on November 3, 2004)

APPEARANCES:

Mr. D. McLeod	For the Respondent, Leroy Brown
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