

**Federal Court of Appeal**



**Cour d'appel fédérale**

**Date: 20141014**

**Docket: A-108-14**

**Citation: 2014 FCA 229**

**CORAM: NADON J.A.  
GAUTHIER J.A.  
WEBB J.A.**

**BETWEEN:**

**MICHAL HALLEN**

**Appellant**

**and**

**ATTORNEY GENERAL OF CANADA**

**Respondent**

Heard at Ottawa, Ontario, on October 14, 2014.  
Judgment delivered from the Bench at Ottawa, Ontario, on October 14, 2014.

**REASONS FOR JUDGMENT OF THE COURT BY:**

**NADON J.A.**

**Federal Court of Appeal**



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**REASONS FOR JUDGMENT OF THE COURT**  
**(Delivered from the Bench at Ottawa, Ontario, on October 14, 2014).**

**NADON J.A.**

[1] We are of the view that the Federal Court made no error in concluding that, because of delay, the applicant's judicial review application had to be dismissed.

[2] We are satisfied that what is at issue in these proceedings, is a singular, discrete decision made by Treasury Board in June 2005 and communicated to the appellant by a letter from Public

Works and Government Services Canada, dated July 14, 2005, which informed him that a transfer of pension credits under the Loba Limited reciprocal pension transfer agreement was not possible.

[3] Consequently, the appellant, under subsection 18.1(2) of the *Federal Courts Act*, R.S.C. 1985, c. F-7 was bound to act within the thirty-day period specified in the section or obtain leave to commence his application beyond that period.

[4] The appeal will therefore be dismissed with costs.

“Marc Nadon”

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J.A.

**FEDERAL COURT OF APPEAL**

**NAMES OF COUNSEL AND SOLICITORS OF RECORD**

**DOCKET:** A-108-14

**STYLE OF CAUSE:** MICHAL HALLEN v. ATTORNEY  
GENERAL OF CANADA

**PLACE OF HEARING:** Ottawa, Ontario

**DATE OF HEARING:** OCTOBER 14, 2014

**REASONS FOR JUDGMENT OF THE COURT BY:** NADON J.A.  
GAUTHIER J.A.  
WEBB J.A.

**DELIVERED FROM THE BENCH BY:** NADON J.A.

**APPEARANCES:**

DOUGLAS E. BROWN FOR THE APPELLANT

ANNE M. TURLEY FOR THE RESPONDENT

**SOLICITORS OF RECORD:**

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Deputy Attorney General of Canada