

**Date: 20070904**

**Docket: A-607-05**

**Citation: 2007 FCA 274**

**CORAM: DESJARDINS J.A.  
NOËL J.A.  
RYER J.A.**

**BETWEEN:**

**CHERRY STIX LTD.**

**Appellant**

**and**

**THE PRESIDENT OF THE CANADA BORDER SERVICES AGENCY**

**Respondent**

Heard at Ottawa, Ontario, on September 4, 2007.

Judgment delivered from the Bench at Ottawa, Ontario, on September 4, 2007.

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

**DESJARDINS J.A.**

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**REASONS FOR JUDGMENT OF THE COURT**

**(Delivered from the Bench at Ottawa, Ontario, on September 4, 2007)**

**DESJARDINS J.A.**

[1] After hearing counsel for the appellant, we are satisfied that there is no error in the decision under appeal.

[2] This appeal will be dismissed with costs.

**"Alice Desjardins"**

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**J.A.**

**FEDERAL COURT OF APPEAL**

**NAMES OF COUNSEL AND SOLICITORS OF RECORD**

**DOCKET:** A-607-05

**STYLE OF CAUSE:** Cherry Stix Ltd. v. The President of  
the Canada Border Services Agency

**PLACE OF HEARING:** Ottawa, Ontario

**DATE OF HEARING:** September 4, 2007

**REASONS FOR JUDGMENT OF THE COURT BY:** Desjardins, Noël and Ryer JJ.A.

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

**APPEARANCES:**

Mr. Michael Kaylor FOR THE APPELLANT

Mr. Alexander Gay FOR THE RESPONDENT

**SOLICITORS OF RECORD:**

Lapointe Rosenstein L.L.P. FOR THE APPELLANT  
Montreal, Quebec

John H. Sims, Q.C. FOR THE RESPONDENT  
Deputy Attorney General of Canada  
Ottawa Ontario