

Federal Court
of Appeal



Cour d'appel
fédérale

Date: 20100922

Docket: A-4-10

Citation: 2010 FCA 238

**CORAM: NOËL J.A.
PELLETIER J.A.
TRUDEL J.A.**

BETWEEN:

THE ATTORNEY GENERAL OF CANADA

Applicant

and

RENÉ LÉVESQUE

Respondent

Hearing held at Québec, Quebec, on September 22, 2010.

Judgement delivered from the Bench at Québec, Quebec, on September 22, 2010.

REASONS FOR JUDGEMENT OF THE COURT BY:

NOËL J.A.

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REASONS FOR JUDGEMENT OF THE COURT

(Delivered from the Bench at Québec, Quebec, on September 22, 2010)

NOËL J.A.

[1] Considering the ground of disqualification given by the Commission before the Board of Referees, namely that the claimant committed criminal offences that constituted misconduct (Applicant's Record, p. 90), it was open to the Board of Referees to conclude that claimant did not commit the alleged acts, and the Umpire properly refused to intervene.

[2] The application for judicial review is therefore dismissed.

“Marc Noël”

J.A.

Certified true translation
Michael Palles

FEDERAL COURT OF APPEAL

SOLICITORS OF RECORD

DOCKET: A-4-10

STYLE OF CAUSE: THE ATTORNEY GENERAL OF
CANADA v. RENÉ LÉVESQUE

PLACE OF HEARING: Québec, Quebec

DATE OF HEARING: September 22, 2010

REASONS FOR JUDGEMENT OF THE COURT BY: NOËL J.A.
PELLETIER J.A.
TRUDEL J.A.

DELIVERED FROM THE BENCH BY: NOËL J.A.

APPEARANCES:

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FOR THE APPLICANT

SOLICITORS OF RECORD:

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FOR THE APPLICANT