

Federal Court of Appeal



Cour d'appel fédérale

Date: 20130411

Docket: A-157-12

Citation: 2013 FCA 100

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

BETWEEN:

MARCEL MALENFANT

Applicant

and

THE ATTORNEY GENERAL OF CANADA

Respondent

Heard at Montréal, Quebec, on April 11, 2013.

Judgment delivered from the bench at Montréal, Quebec, on April 11, 2013.

REASONS FOR JUDGMENT OF THE COURT BY:

TRUDEL J.A.

Federal Court of Appeal



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REASONS FOR JUDGMENT OF THE COURT
(Delivered from the bench at Montréal, Quebec, on April 11, 2013)

TRUDEL J.A.

[1] This is an application for judicial review brought by Mr. Malenfant against an Umpire's decision (CUB 78828) dismissing his appeal from a majority decision of a Board of Referees. The result of these earlier decisions is that the applicant is not entitled to receive employment insurance benefits, having lost his employment by reason of his own misconduct.

[2] We have not been persuaded that the Umpire committed any error of law or any other error that warrants the intervention of this Court. Accordingly, the application for judicial review is dismissed without costs, the respondent having waived them.

“Johanne Trudel”

J.A.

Certified true translation
Erich Klein

FEDERAL COURT OF APPEAL

SOLICITORS OF RECORD

DOCKET: A-157-12

STYLE OF CAUSE: Marcel Malenfant v. The Attorney
General of Canada

PLACE OF HEARING: Montréal, Quebec

DATE OF HEARING: April 11, 2013

REASONS FOR JUDGMENT OF THE COURT BY: PELLETIER J.A.
GAUTHIER J.A.
TRUDEL J.A.

DELIVERED FROM THE BENCH BY: TRUDEL J.A.

APPEARANCES:

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Liliane Bruneau

FOR THE RESPONDENT

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FOR THE RESPONDENT