

IN THE COURT OF APPEAL OF THE NORTHWEST TERRITORIES

THE COURT:

THE HONOURABLE MR. JUSTICE J.E. RICHARD
THE HONOURABLE MR. JUSTICE J.A. COSTIGAN
THE HONOURABLE MR. JUSTICE K.G. RITTER

BETWEEN:

SHEILA FULLOWKA, DOREEN SHAUNA HOURIE, TRACEY NEILL,
JUDIT PANDEV, ELLA MAY CAROL RIGGS, DOREEN VODNOSKI,
CARLENE DAWN ROWSELL, KAREN RUSSELL and BONNIE LOU
SAWLER

Appellants

- and -

THE CANADIAN BROADCASTING CORPORATION

Respondent

MEMORANDUM OF JUDGMENT

[1] The Appellants appeal two chambers orders by the case management judge that dismissed their application to compel the Respondent, which is not a party to the

litigation, to produce videotapes, and which denied the Appellants' request for a rehearing of the motion to produce.

[2] In exercising his discretion pursuant to *Rule 231*, the case management judge considered and weighed several factors including the necessity for production, the Respondent's status and the sufficiency of the evidence adduced on the motions. In so doing, he made no error in principle. Given the standard of appellate review from a discretionary order by a case management judge, the Appellants have failed to demonstrate a reviewable error with respect to either order.

[3] Accordingly, the appeals are dismissed.

Costigan J.A.

Delivered orally in Court
October 8, 2002

Counsel for the Appellants: Jeffrey B. Champion and J. Philip Warner, Q.C.
Counsel for the Respondent (C.B.C.): D.C.I. Lucky

AP 2002 000 005
CV 05408

IN THE COURT OF APPEAL OF
THE NORTHWEST TERRITORIES

BETWEEN:

SHEILA FULLOWKA, DOREEN SHAUNA
HOURIE, TRACEY NEILL, JUDIT PANDEV,
ELLA MAY CAROL RIGGS, DOREEN
VODNOSKI, CARLENE DAWN ROWSELL,
KAREN RUSSELL and BONNIE LOU SAWLER

Appellants

- and -

THE CANADIAN BROADCASTING CORPORATION

Respondent

MEMORANDUM OF JUDGMENT
