



***Court of Appeal  
for British Columbia  
Hearing List***

**Monday, January 10, 2022**

The Court's [Policy on Use of Electronic Devices in Courtrooms](#) generally prohibits taking photographs (including screen shots), video images, or audio recordings of any court proceeding including video conferences. Refer to the policy for details on permitted audio recording for accredited media. Penalties may include prosecution for contempt of court.

**Chambers: Newbury, JA**

<b>10:00 am</b>	<b>Division 1</b>	<b>Courtroom 60</b>
Frankel, DeWitt-Van Oosten, Voith, JJA CA46408	GRAHAM, JOHN (A) v. CANADA (MINISTER OF JUSTICE)	Hearing of Appeal  Day 1 of 2
	- Videoconference <a href="#">Public Video Link</a>	

<b>10:00 am</b>	<b>Division 2</b>	<b>Courtroom 61</b>
Willcock, Abrioux, Marchand, JJA CA47315	LENNOX, SAM (A) v. LENNOX, HAZEL	Hearing of Appeal From: Groves, J.
	- Videoconference <a href="#">Public Video Link</a> In family law proceedings, the appellant seeks partition and sale of a property owned by the respondent to realize his share of the former family home.	



*Court of Appeal  
for British Columbia  
Hearing List*

**Tuesday, January 11, 2022**

The Court's [Policy on Use of Electronic Devices in Courtrooms](#) generally prohibits taking photographs (including screen shots), video images, or audio recordings of any court proceeding including video conferences. Refer to the policy for details on permitted audio recording for accredited media. Penalties may include prosecution for contempt of court.

**Chambers: Newbury, JA - Frankel, JA - Outerbridge, T., Registrar**

<b>10:00 am</b>	<b>Division 1</b>	<b>Courtroom 60</b>
Frankel, DeWitt-Van Oosten, Voith, JJA CA46408	GRAHAM, JOHN (A) v. CANADA (MINISTER OF JUSTICE)	Hearing of Appeal
		Day 2 of 2
	- Videoconference <a href="#">Public Video Link</a>	

<b>10:00 am</b>	<b>Division 2</b>	<b>Courtroom 61</b>
Willcock, Abrioux, Marchand, JJA CA47304	VANDEV CONSULTING LIMITED (A) v. PACIFIC MAPLE MANUFACTURE INC.	Hearing of Appeal From: Basran, J.
	- Videoconference <a href="#">Public Video Link</a>	
	The appellant brought action for breach of contract and the respondent's failure to pay \$1 million in fees. The respondent's application to strike the claim was allowed and the appellant appeals.	



*Court of Appeal  
for British Columbia  
Hearing List*

**Wednesday, January 12, 2022**

The Court's [Policy on Use of Electronic Devices in Courtrooms](#) generally prohibits taking photographs (including screen shots), video images, or audio recordings of any court proceeding including video conferences. Refer to the policy for details on permitted audio recording for accredited media. Penalties may include prosecution for contempt of court.

**Chambers: Newbury, JA - Frankel, JA**

**10:00 am Division 1**

**Courtroom 60**

Frankel,  
DeWitt-Van Oosten,  
Voith, JJA  
CA47507

MILLER, THOMAS DONALD IKAIKA,  
ADMINISTRATOR OF THE ESTATE OF LANI JO  
WEAVER, DECEASED v. WEAVER, ALBERT RUSSELL  
(A)

Hearing of Appeal  
From: Wilkinson, J.

- Videoconference

[Public Video Link](#)

The appellant appeals an order dismissing his jurisdictional application for an order dismissing the respondent's notice of family claim on the ground that the respondent, as personal representative of a deceased spouse, lacked standing to start the proceedings under the Family Law Act.

**10:00 am Division 2**

**Courtroom 61**

Willcock,  
Abrioux,  
Marchand, JJA  
CA47441

0116064 B.C. LTD. (A) v. ALIO GOLD INC.

Hearing of Appeal  
From: Macintosh, J.

Day 1 of 2

- Videoconference

[Public Video Link](#)

The appellant appeals from dismissal of its application to certify a class action against the respondent for misrepresentation.



*Court of Appeal  
for British Columbia  
Hearing List*

**Thursday, January 13, 2022**

The Court's [Policy on Use of Electronic Devices in Courtrooms](#) generally prohibits taking photographs (including screen shots), video images, or audio recordings of any court proceeding including video conferences. Refer to the policy for details on permitted audio recording for accredited media. Penalties may include prosecution for contempt of court.

**Chambers: Newbury, JA - DeWitt-Van Oosten, JA - Outerbridge, T., Registrar**

**10:00 am Division 1**

**Courtroom 60**

Frankel,  
DeWitt-Van Oosten,  
Voith, JJA

CA47578 AUBICHON, CUYLER RICHARD v. GRAFTON,  
CONST. JOSHUA (A)

Hearing of Appeal  
From: Matthews, J.

- Videoconference

[Public Video Link](#)

The respondent alleged the appellant police officer assaulted him. Over four years later, the respondent filed a Notice of Civil Claim. The court dismissed an application to strike the action. At issue is whether the respondent's mindset and legal advice received engages s. 8 of the Limitation Act and postpones the limitation period.

**10:00 am Division 2**

**Courtroom 61**

Willcock,  
Abrioux,  
Marchand, JJA

CA47441 0116064 B.C. LTD. (A) v. ALIO GOLD INC.

Hearing of Appeal  
From: Macintosh, J.

Day 2 of 2

- Videoconference

[Public Video Link](#)

The appellant appeals from dismissal of its application to certify a class action against the respondent for misrepresentation.



*Court of Appeal  
for British Columbia  
Hearing List*

**Friday, January 14, 2022**

The Court's [Policy on Use of Electronic Devices in Courtrooms](#) generally prohibits taking photographs (including screen shots), video images, or audio recordings of any court proceeding including video conferences. Refer to the policy for details on permitted audio recording for accredited media. Penalties may include prosecution for contempt of court.

**Chambers: Newbury, JA - DeWitt-Van Oosten, JA**

**10:00 am Division 1**

**Courtroom 60**

Frankel,  
DeWitt-Van Oosten,  
Voith, JJA

CA47382 FORD, JULIA v. LIN, SHAOQING (A)

Hearing of Appeal  
From: Fitzpatrick, J.

- Videoconference

[Public Video Link](#)

In an action arising from a motor vehicle accident, the appellant appeals the assessment of damages.

**9:30 am Oral Judgment Court**

**Courtroom 61**

Saunders,  
Griffin,  
Abrioux, JJA

CA44957 SALINAS, DELIA CHAVEZ (A) v. TOWER, KENNETH

Oral Judgment  
From: Armstrong, J.

- Videoconference

[Public Video Link](#)

The appellant appeals a finding of liability for a motor vehicle accident.