

Form 78.05

2017

SUPREME COURT OF NOVA SCOTIA

Between:

LORNE WAYNE GRABHER



Applicant

And

HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF  
NOVA SCOTIA as represented by the Registrar of Motor Vehicles  
Respondent

ORDER



Before the Honourable Justice James Chipman in Chambers on September 6, 2017:

UPON reviewing the Motion of the Applicant filed August 30, 2017, Lorne Wayne Grabher, to amend his Notice of Application in the within matter;

AND UPON hearing oral submissions from both counsel for the Applicant and the Respondent;

AND UPON noting that the Respondent takes no position in regard to the Motion of the Applicant to amend the Notice of Application;

AND UPON the request of both counsel that the Court establish a timeline to govern the further procedural steps to be taken in advance of a hearing on the merits;

IT IS HEREBY ORDERED THAT:


1. The Motion of the Applicant is granted. The Applicant has the permission of the Court to file an Amended Notice of Application.

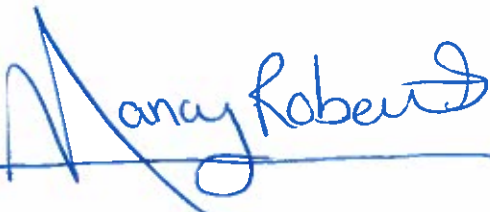
2. The following timeline is hereby instituted (subject to the parties returning before this Honourable Court for any necessary amendment):
- a. This Order shall be filed by September 15, 2017;
  - b. The Applicant shall file its Amended Notice of Application by September 22, 2017;
  - c. The Respondent shall file an Amended Notice of Contest by October 6, 2017;
  - d. The Applicant shall file its Affidavits in this matter by November 3, 2017;
  - e. The Respondent shall file its Affidavits by December 1, 2017;
  - f. Cross examinations on Affidavits shall occur prior to March 30, 2018;
  - g. An agreed Book of Transcripts shall be filed July 4, 2018;
  - h. The Applicant's Brief shall be filed on July 13, 2018;
  - i. The Respondent's Brief shall be filed August 15, 2018;
  - j. The Applicant's Reply (if any) shall be filed August 22, 2017; and
  - k. This matter shall be heard on the merits September 5 and 6, 2018.

DATED AT HALIFAX THIS 12<sup>th</sup> of September, 2017

Consenting as to Form:

*Issued September 12, 2017*

  
 Alison Campbell  
 Department of Justice  
 1690 Hollis Street  
 Halifax, NS B3J 3N2  
 Solicitor for the Respondent

  
 NANCY ROBERTS  
 Deputy Prothonotary

\_\_\_\_\_  
 Jay Cameron  
 Justice Centre for Constitutional Freedoms  
 253-7620 Elbow Dr SW  
 Calgary AB T2V 1K2  
 Counsel for the Applicant, Lorne Wayne Grabher