

**NOVA SCOTIA COURT OF APPEAL**

**Citation:** *R. v. Johnson*, 2005 NSCA 117

**Date:** 20050823

**Docket:** CAC 233676

**Registry:** Halifax

**Between:**

Lawrence Michael Johnson

Appellant

v.

Her Majesty the Queen

Respondent

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**Judge:** The Honourable Chief Justice MacDonald

**Appeal Heard:** June 9, 2005

**Subject:** criminal law, robbery, identity of accused, frailties of eye-witness identification

**Summary:** The appellant was convicted of robbery related charges by a Supreme Court judge with jury. Identity was the only issue at trial. The appellant sought either an acquittal or a new trial, asserting that the verdicts were either unreasonable or resulted from legal error.

**Issue:**

1. Were the verdicts unreasonable?
2. Were the verdicts the product of legal error?

**Result:** Appeal dismissed. The court considered several alleged errors in law regarding the judge's handling of the evidence and instructions to the jury. The court concluded that the judge committed no such errors in law. Furthermore the verdicts were not unreasonable and could be supported by the evidence.

**This information sheet does not form part of the court's judgment. Quotes must be from the judgment, not this cover sheet. The full court judgment consists of 37 pages.**

