

**NOVA SCOTIA COURT OF APPEAL**

**Citation:** Chater v. Canada Lands Company Ltd., 2005 NSCA 121

**Date:** 20050929

**Docket:** CA 243195

**Registry:** Halifax

**Between:**

Elie Chater and Almon Investments

Appellants

v.

Canada Lands Company Limited

Respondent

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**Judge:** The Honourable Justice Roscoe

**Appeal Heard:** September 27, 2005, in Halifax, Nova Scotia

**Subject:** Procedure, striking out pleadings, **Rule** 14.25

**Summary:** Chambers judge struck out appellants' statement of claim pursuant to **Civil Procedure Rule** 14.25 because it did not disclose a reasonable cause of action.

**Issue:** Did the chambers judge err?

**Result:** Appeal dismissed. The statement of claim did not disclose sufficient facts to support the appellants' claims for negligent misrepresentation and unjust enrichment.

**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 3 pages.**