

NOVA SCOTIA COURT OF APPEAL

BETWEEN:

IRENE GAIL GRENKO

Appellant

- and -

HER MAJESTY THE QUEEN

Respondent

)  
) the appellant  
) appeared in person

)  
) Kenneth W.F. Fiske, Q.C.  
) for the Respondent

)  
) Application Heard:  
) August 31, 1994

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) Judgment Delivered:  
) August 31, 1994  
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**BEFORE:** The Honourable Mr. Justice Jones, in chambers on August 31, 1994.

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JONES, J.A.:

This is an application for an extension of time for the hearing of Miss Grenkow's appeal from her conviction on a charge of arson. This matter has been on the docket for over a year and is slated for hearing on September 13, 1994. The delays have been mainly due to the fact that the appellant has been serving her sentence and has been unable to obtain counsel. On August 15, 1994, Miss Grenkow was advised by Nova Scotia Legal Aid that Legal Aid would issue a legal aid certificate at the standard tariff to a lawyer of her choice to represent her on the appeal. Preparation time is to be limited to fifteen hours. Miss Grenkow has contacted a solicitor in Yarmouth. The Crown is not opposed to the adjournment. In view of this development there appears to be no alternative but to grant an adjournment to November 22, 1994 at 2 p.m. Miss Grenkow has indicated a preference for that date.

This case has been adjourned a number of times due to the inability of the appellant to retain counsel. Justice Hallett in an earlier decision indicated that the matter could proceed without counsel. I wish to indicate to the appellant that in my view she should be prepared to proceed on the adjourned date even in the absence of counsel. The appellant's factum will be filed on November 1, 1994 and the respondent's factum on November 15, 1994.

  
J.A.