

CASE NO. VOL. NO.  
Cite as: **Godsoe v. Kapetanakis, 1997 NSCA 3**

PAGE

**KEN GODSOE**  
(Applicant)

- and -

**NICK KAPETANAKIS**  
(Respondent)

C.A. No.138551

Halifax, N.S.

**PUGSLEY, J.A.**  
(IN CHAMBERS)

**APPEAL HEARD:** May 30,1997

**JUDGMENT DELIVERED:** May 30, 1997

**SUBJECT:** Stay of Execution, **Civil Procedure Rule 62.10(2)**  
The appellant applied for a stay of an order for possession of rented premises, submitting he had satisfied the secondary test of "exceptional circumstances" in **Fulton Insurance Agencies Ltd. v. Purdy** (1990), 100 N.S.R. (2d) 341.

**RESULT:** Application dismissed.

<p><b>This information sheet does not form part of the court's decision. Quotes must be from the decision, not this cover sheet. The full court decision consists of 10 pages.</b></p>
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