

**CASE NO.**

**VOLUME**

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**Cite as; Keating v. Bragg, 1997 NSCA 104**

CHARLES V. KEATING, GREGORY KEATING  
and CATHERINE KEATING

Appellants

- and -

JOHN L. BRAGG, ROBERT RADCHUCK, WILLIAM  
SAYERS, DONALD McDOUGALL, DAVID HOFFMAN,  
RODGER TAYLOR, STUART RATH, BRAGG  
COMMUNICATIONS INCORPORATED, a body corporate,  
and HALIFAX CABLEVISION LIMITED, a body corporate

Respondents

C.A. No. 134657

Halifax, N.S.

HALLETT, J.A.

APPEAL HEARD:

May 13, 1997

JUDGMENT DELIVERED:

May 30, 1997

SUBJECT:

**Company Law - Fiduciary Duties**

**Companies Act**, R.S.N.S. 1989, c. 81, Third Schedule, Section 5

SUMMARY:

The application by a minority shareholder of Halifax Cablevision Limited for wide ranging relief against alleged oppression of the minority by the majority shareholder was dismissed. Justice Goodfellow of the Supreme Court of Nova Scotia found that the applicant had failed to prove that the majority unfairly disregarded the interests of the company or its minority shareholder.

On appeal: the appeal was dismissed on the ground that the Chambers judge did not err in his interpretation and application of the law. The Court of Appeal also found that his findings of fact were supported by the evidence and that the application was premature.

**THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION. QUOTES MUST BE FROM THE DECISION, NOT FROM THE COVER SHEET. THE FULL COURT DECISION CONSISTS OF 41 **ENDFIELD** PAGES.**

