

**NOVA SCOTIA COURT OF APPEAL**

**Citation:** *Drum Head Estates Ltd. v. Mills*, 2013 NSCA 103

**Date:** 20130917

**Docket:** CA 411222

**Registry:** Halifax

**Between:**

Drum Head Estates Limited, Celia McClure  
and Angela Chapin

Appellants

v.

George E. Mills, Jr., Trustee of the Estate of  
Stephen Beal Chapin, a Bankrupt

Respondent

**Judges:** Saunders, Beveridge and Bryson, JJ.A.

**Appeal Heard:** September 17, 2013, in Halifax, Nova Scotia

**Written Release:** September 17, 2013

**Held:** Appeal dismissed per oral reasons for judgment of  
Saunders, J.A.; Beveridge and Bryson, JJ.A. concurring.

**Counsel:** G.F. Philip Romney, for the appellants  
Geoffrey Saunders and Dillon Trider, for the respondent

**Reasons for Judgment: (Orally)**

[1] Largely for the reasons articulated by Messrs. Saunders and Trider in the excellent factum filed on behalf of the respondent, we are unanimously of the view that the appeal ought to be dismissed with costs.

[2] We are satisfied that Justice Rosinski applied the correct principles of law both in fixing the amount of security for costs, and in refusing to change the venue of this proceeding from Halifax to Bridgewater, and that no injustice arises as a result.

[3] Accordingly, the appeal is dismissed with costs of \$2,500 inclusive of disbursements payable to the respondent forthwith.

Saunders, J.A.

Concurred in:

Beveridge, J.A.

Bryson, J.A.