

**NOVA SCOTIA COURT OF APPEAL**

**Citation:** *Drum Head Estates Ltd. v. Chapin Estate*, 2013 NSCA 132

**Date:** 20131121

**Docket:** CA 415798

**Registry:** Halifax

**Between:**

Stephen Beal Chapin, Drumhead Estates Limited,  
Angela Chapin, Celia McClure, and Joseph McClure

Appellants

v.

Ann Chapin

Respondent

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**Judge:** The Honourable Justice Linda Lee Oland

**Appeal Heard:** November 18, 2013, in Halifax, Nova Scotia

**Subject:** Costs – Discontinuance – *Civil Procedure Rules* 9.06 and 77

**Summary:** Application for leave and, if granted, appeal of costs awarded following discontinuance of proceeding.

**Issues:** Whether Chambers judge erred by failing to address Tariff F in his decision.

**Result:** Leave granted but appeal dismissed. No error in the judge’s exercise of discretion which would attract appellate intervention.

*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 2 pages.*

