

IN THE SUPREME COURT OF NOVA SCOTIA

Citation: Baird Estate (Re), 2014 NSCC 427

Date: 2014/11/28

Docket: Pictou Probate No. 20947

Registry: Pictou

IN THE ESTATE OF HELEN BAIRD, Deceased

Judge: The Honourable Justice N. Scaravelli

Heard: November 28, 2014, in Pictou, Nova Scotia

Counsel: Keith MacKay, counsel for the Applicant
Jill Graham-Scanlan, for Edward Baird and Barbara D'Eon

Subject: Reconsideration of Judge's decision prior to issuance of an order.

Summary: Trial judge issued a decision and was appointed to the Court of appeal prior to issuance of an order. Applicant filed Notice of Appeal and also requested reconsideration by successor judge.

Issues: Should appointed successor judge use court's inherent discretion to reconsider decision of prior judge?

Result: Application dismissed. To reconsider decision of prior judge in these circumstances would be an inappropriate use of the court's discretion.

THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION. QUOTES MUST BE FROM THE DECISION, NOT THE COVER SHEET.
