

SUPREME COURT OF NOVA SCOTIA

Citation: *Sabean v. Portage LaPrairie Mutual Insurance Company*,
2014 NSSC 464

Date: 20140430

Docket: Halifax No. 329383

Registry: Halifax

Between:

Andrew Sabean and Cathy Hallett

Plaintiffs

v.

Portage LaPrairie Mutual Insurance Company

Defendant

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Judge: The Honourable Justice Patrick J. Murray

Heard: By written submissions on December 20, 2013, January 16, 2014; and January 30, 2014.

Written Decision: April 30, 2014

Subject: Civil damage award (jury) and costs.

Summary: A jury awarded damages in the total sum of \$465,408.00 to the Plaintiff. The Plaintiff had previously settled with the “at fault” driver’s insurer under a limits agreement.

Issues:

1. What is the amount owing in damages by the Plaintiff’s excess insurer, Portage to the Plaintiff, Andrew Sabean?

2. What, if any, costs are owing to either party?

Result:

The total award remaining owed to the Plaintiff, Andrew Sabean, by the Defendant Portage shall be as follows:

1.	Damages:	\$83,276.87
2.	Costs:	\$22,200.00
3.	Taxable Disbursements:	\$38,498.96*
	*(Inclusive of HST \$5,021.60)	
4.	Pre-Judgment Interest	<u>\$4,871.69</u>
	Total	\$148,847.52

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.
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