

SUPREME COURT OF NOVA SCOTIA

Citation: *Cormier v. Nova Scotia*, 2015 NSSC 352

Date: 2015-12-04

Docket: Port Hawkesbury, SPH No. 444422

Registry: Halifax

Between:

Adam Joseph Roger Cormier

Plaintiff

v.

Her Majesty the Queen in the Right of the Province of Nova Scotia as Represented
by the Royal Canadian Mounted Police, The Crown, Legal Aid, Probation officers
and Honourable Provincial Court Judges

Defendants

LIBRARY HEADING

- Judge:** The Honourable Justice James L. Chipman
- Heard:** December 4, 2015, in Port Hawkesbury, Nova Scotia
- Subject:** Civil Procedure Rules 13.03 and 13.04, “Anti-suit” injunction and judicial immunity
- Summary:** The Defendants, Honourable Provincial Court Judges made a motion to strike the Plaintiff’s action against them and for an “anti-suit” injunction to prevent any further lawsuit by the Plaintiff without leave of the Court.
- Issues:**
1. Judicial immunity;
 2. summary judgement; and
 3. abuse of process.
- Result:** The Court found the Honourable Provincial Court Judges were acting in their judicial capacity and therefore had judicial immunity. Summary judgment granted. The Court also found there was an abuse of process such that the anti-suit injunction was granted.

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