

**IN THE SUPREME COURT OF NOVA SCOTIA**

**Citation:** Moore v. Moore Estate, 2008 NSSC 294

**Date:** 20081006

**Docket:** SPHa-252489

**Registry:** Port Hawkesbury

**Between:**

Marion Moore and Connie Moore,

Plaintiffs

v.

The Estate of Donald Moore, represented by Evelyn Moore, Personal Representative, and Darlene Moore, and Marlene Moore Power

Defendants

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**Editorial Notice**

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**Judge:** The Honourable Justice Frank Edwards

**Heard:** September 22 - 24, 2008, in Port Hawkesbury, Nova Scotia

**Subject:** real property - authenticity of deed; expert evidence on handwriting comparison and analysis.

**Facts:** The Plaintiffs asserted that the Defendants' claim to the subject property was based upon a forged deed. Both sides called expert handwriting evidence to support their respective positions.

**Issue:** Whether the Plaintiffs had proven on a balance of probabilities that the deed in question was a forgery.

**Result:** The Plaintiffs failed to prove on a balance of probabilities that the questioned signature was a forgery. After assessing the evidence of the two handwriting experts, the Court was satisfied that the Defendants' expert demonstrated that the questioned signature was probably genuine. The Plaintiffs' action was dismissed with costs to the Defendants.

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