

**SUPREME COURT OF NOVA SCOTIA**

**Citation:** *R. v. Delaney*, 2009 NSSC 274

**Date:** 20090915

**Docket:** Hfx 303424

**Registry:** Halifax

**Between:**

Her Majesty The Queen

Respondent

v.

Timothy S. Delaney

Appellant

**Judge:**

The Honourable Justice M. Heather Robertson

**Heard:**

March 25, 2009, in Halifax, Nova Scotia

**Final Written**

**Submissions:**

May 25, 2009, July 10, 2009 and August 18, 2009

**Written Release:**

September 15, 2009 (**Costs**)

**Counsel:**

Timothy S. Delaney, self-represented  
Kishan R. Persaud, for the respondent

**Robertson, J.:**

[1] I am in agreement with Mr. Persaud's view. The appellant successfully overturned the guilty verdict, however a new trial has been ordered; costs will follow the course of that event and will best be dealt with by the trial judge.

Justice M. Heather Robertson