

SUPREME COURT OF NOVA SCOTIA
Citation: Marsh v. Paquette, 2010 NSSC 43

Date: 20100205
Docket: Hfx. No. 149594
Registry: Halifax

Between:

Carolyn Marsh

Plaintiff

v.

Wendy Paquette

Defendant

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Judge: The Honourable Justice Suzanne M. Hood

Heard: May 26-28; June 1-4; June 8-11; June 15-18;
June 22 & 23; June 29; July 17 and August 5, 2009

**Final Written
Submissions:** November 10, 2009

Written Decision: February 5, 2010

Subject: Personal Injury Claim

Summary: Carolyn Marsh was a front seat passenger in the family car stopped near the entrance to a parking lot. She says the car ahead reversed into their vehicle. She claims that, as a result, she suffered neck and lower back injuries and psychological injuries. She claims she now has chronic pain as a result of the injuries she sustained. The defendant says the impact was minor and caused no injuries, physical or psychological.

Issue:

1. Credibility
2. Causation
3. Damages
4. Pre-judgment interest and costs

Result: Plaintiff not credible. Minor injuries sustained, which resolved quite quickly. General damages: \$10,000.00. No award for loss of income, diminution of earning capacity or loss of valuable services.

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