

SUPREME COURT OF NOVA SCOTIA

Citation: Pettipas v. Poirier, 2010 NSSC 92

Date: 20100309

Docket: Hfx. No. 310004

Registry: Halifax

Between:

Terrance Bertam Pettipas

Plaintiff

v.

Alfred Mark Poirier

Defendant

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Judge: The Honourable Justice Suzanne M. Hood

Heard: November 10, 2009 in Halifax, Nova Scotia

Written Decision: March 9, 2010

Subject: Debt v. investment; fiduciary relationship; guarantee

Summary: Terrence Pettipas sues Mark Poirier for \$40,000.00. Mark Poirier says the money was not a debt owing by him but an investment made by Terrance Pettipas in a company in Texas. Terrence Pettipas also says Mark Poirier was in a fiduciary relationship with him. He also says that Mark Poirier guaranteed the return of at least \$20,000.00.

Issues:

1. Debt
2. Fiduciary Relationship
3. Guarantee

Result: Action dismissed.

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