

SUPREME COURT OF NOVA SCOTIA

Citation: Northern Pulp Nova Scotia Corporation v. D.R. Brenton Ltd.,
2012 NSSC 46

Date: (20120126)

Docket: Pic No. 340973

Registry: Pictou

Between:

Northern Pulp Nova Scotia Corporation

Plaintiff

v.

D.R. Brenton Limited, carrying on business as
Don Breton's Fire and Safety Equipment and
Don Brenton's Fire Protection Equipment

Defendant

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Judge: The Honourable Justice Patrick J. Murray

Heard: September 22, 2011, in Pictou, Nova Scotia

Written Decision: January 26, 2012

Subject: Costs. Party/party and solicitor client.
Rule 77 and rule 18.16 considered

Summary: The Defendant filed a motion to dismiss discovery subpoenas issued to the Defendant's witnesses. The motion was allowed and the Order granted included a direction as to the manner of discovery.

Issue: What costs should be awarded to the Defendant?

Result: The circumstances and factual findings justified an increase in the tariff, for party/party costs. Further the circumstances warranted an award of Solicitor/client costs in a limited amount.

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