

SUPREME COURT OF NOVA SCOTIA

Citation: Morrison v. Morrison Estate, 2012 NSSC 451

Date: 20121231

Docket: SPH389094

Registry: Port Hawkesbury, N.S.

Between:

Kenneth Morrison

Applicant

v.

The Estate of Helen Morrison, and its Personal Representative, Dan Alex Morrison

Respondent

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Judge: The Honourable Justice Patrick J. Murray

**Oral Decision
on Chambers Application
and Appeal of Taxation:**

August 30, 2012 in Sydney, Nova Scotia

Submission on Costs:

September 4th, 2012 and September 26th, 2012

Written Decision on Costs:

December 31, 2012

Subject:

Costs on Appeal of Taxation in Probation matter and on Application for Executor's Deed and Removal of Executor.

Summary:

Decision was rendered dismissing the Application and substantially dismissing the Appeal of Taxation from Registrar.

Issue:

Whether solicitor/client costs should be awarded against the Applicant (residual beneficiary) in favour of the Estate and Personal Representative?

Result:

Solicitor/client costs awarded but reduced by 75% taking all circumstances into account involving the size of the Estate and circumstances of the Applicant. Tariff F award of \$1,500.00 per day in court for two (2) days.

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.
QUOTES MUST BE FROM THE DECISION, NOT THIS LIBRARY SHEET.***