

IN THE SUPREME COURT OF NOVA SCOTIA
Citation: Busk Custom Home Builders v. Metlege, 2006 NSSC 169

Date: 20060516
Docket: SH 225777
Registry: Halifax

In the matter of: The Mechanics' Lien Act, being Chapter 277
of the revised Statutes of Nova Scotia 1989, and
Amendments thereto.

Between:

Busk Custom Home Builders	Plaintiff
v.	
Steven Joseph Metlege	Defendant

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Judge: The Honourable Justice Charles E. Haliburton

Heard: May 1, 2 & 3, 2006 in Halifax, Nova Scotia

Oral Decision: May 16, 2006

Subject: **Construction Contract**

Summary: Owner claimed deficiencies in the work performed while contractor claimed for extras in addition to contract work.

Issue: Is owner obliged to pay for work where deficiencies are proved?

Result: There were deficiencies, there were extras. To the extent each were proved the contractor was entitled to be paid subject to an appropriate set-off in favour of the owner.

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