

**In the Small Claims Court of Nova Scotia**  
**Citation: *Tattrie v. MacLean*, 2019 NSSM 79**

**ORDER**

SCT-484259

BETWEEN:

KENDALL TATTRIE  
[address removed]

**CLAIMANT**

AND

CURTIS MACLEAN AND CURTIS CUSTOMS  
20 Industrial Way,  
East Hants Business Park  
Elmsdale, Nova Scotia B2S 2L4

**DEFENDANT**

On March 11, 2019, a hearing was held in the above matter. The Claimant and Defendant were both self - represented. During that hearing, the Claimant asked for the return of two 1965 Plymouth Barracudas he had delivered to the Defendant, with the hope that one of the cars could be restored. The car in question was not capable of being restored and the Defendant had agreed to return the \$16, 0000.00 deposit the Claimant had paid him for the restoration work. During the hearing, the Defendant acknowledged he had only repaid \$1000.00 of the \$16,000.00 deposit but indicated a willingness to pay the Claimant in full. During the hearing, the Defendant also agreed to return of the vehicles to the Claimant's civic address by April 5<sup>th</sup>, 2019.

Upon the foregoing, I make the following Order:

1. That the **CLAIMANT's** action against the **DEFENDANT** is allowed.
2. That the **DEFENDANT** deliver both the red and gold 1965 Plymouth

Barracudas left on the premises of Curtis Customs to the  
**CLAIMANT'S** address at [..... ]Thomson Station, Nova Scotia.

3. That the **DEFENDANT** pay to the **CLAIMANT** the sums as follows:

Debt:	\$15,000.00
Costs:	\$199.35
General damages	\$100.00
<b>Total Judgement:</b>	<b>\$15,299.35</b>

4. Dated at Truro, in the County of Colchester, in the Province of Nova Scotia, this 28th day of May, 2019.

Shelly A. Martin  
Adjudicator

Original	Court File
Copy	Claimant(s)
Copy	Defendant(s)