

Federal Court



Cour fédérale

**Date: 20161031**

**Docket: IMM-3296-15**

**Citation: 2016 FC 1200**

**Ottawa, Ontario, October 31, 2016**

**PRESENT: The Honourable Mr. Justice Barnes**

**BETWEEN:**

**CARMELO BRUZZESE**

**Applicant**

**and**

**MINISTER OF PUBLIC SAFETY &  
EMERGENCY PREPAREDNESS, and  
MINISTER OF CITIZENSHIP  
& IMMIGRATION**

**Respondents**

**SUPPLEMENTARY JUDGMENT AND REASONS**

**UPON** having invited the parties to propose a certified question at the close of argument;

**AND UPON** receiving submissions from the parties concerning a possible certified question in this proceeding;

**AND UPON** determining that it is appropriate to certify a question on the issue of the Applicant's compellability as a witness before the Board;

**THIS COURT ORDERS THAT** the following question is certified:

Was the Applicant a compellable witness and did the Board breach his right to a fair hearing by requiring him to testify?

"R.L. Barnes"

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Judge

**FEDERAL COURT**  
**SOLICITORS OF RECORD**

**DOCKET:** IMM-3296-15

**STYLE OF CAUSE:** CARMELO BRUZZESE v MINISTER OF PUBLIC SAFETY & EMERGENCY PREPAREDNESS, and MINISTER OF CITIZENSHIP & IMMIGRATION

**PLACE OF HEARING:** TORONTO, ON

**DATE OF HEARING:** APRIL 25, 2016

**SUPPLEMENTARY JUDGMENT AND REASONS:** BARNES J.

**DATED:** OCTOBER 31, 2016

**APPEARANCES:**

Ms. Barbara Jackman FOR THE APPLICANT

Mr. Martin Anderson FOR THE RESPONDENTS  
Ms. Ildiko Erdei

**SOLICITORS OF RECORD:**

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