

**Date: 20080215**

**Docket: IMM-431-07**

**Citation: 2008 FC 194**

**Ottawa, Ontario, February 15, 2008**

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

**BETWEEN:**

**ABDUL RASHEED**

**Applicant**

**and**

**THE MINISTER OF CITIZENSHIP  
AND IMMIGRATION**

**Respondent**

**REASONS FOR JUDGMENT AND JUDGMENT**

[1] This is a judicial review of a PRRA decision where the Officer found that there was no new risk established between the risk examined by the Refugee Protection Division (RPD) and that alleged in the PRRA.

[2] The RPD had rejected the Applicant's claim based largely upon lack of credibility of his own testimony as well as the existence of an internal flight alternative (in this instance, in Islamabad). No application for leave of the RPD decision was filed.

[3] Notwithstanding the valiant efforts of new counsel to rescue the Applicant from the consequences of the RPD's decision, using the PRRA decision, I am not persuaded.

[4] Whatever may be said about the Officer's analysis (and I do not wish to imply that I agree that it was legally infirmed), the fact remains that no new risk was submitted in the PRRA decision. A PRRA is not to be a collateral attack on the RPD decision.

[5] Therefore, this judicial review is dismissed. No question for certification exists.

**JUDGMENT**

**THIS COURT ORDERS AND ADJUDGES that** this application for judicial review is dismissed.

“Michael L. Phelan”

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Judge

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

**DOCKET:** IMM-431-07

**STYLE OF CAUSE:** ABDUL RASHEED

and

THE MINISTER OF CITIZENSHIP AND  
IMMIGRATION

**PLACE OF HEARING:** Toronto, Ontario

**DATE OF HEARING:** December 12, 2007

**REASONS FOR JUDGMENT  
AND JUDGMENT:** Phelan J.

**DATED:** February 15, 2008

**APPEARANCES:**

Mr. Micheal Crane FOR THE APPLICANT

Mr. John Loncar FOR THE RESPONDENT

**SOLICITORS OF RECORD:**

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