

Cour fédérale



Federal Court

Date: 20100917

Docket: ITA-6105-08

Citation: 2010 FC 932

In the matter of the *Income Tax Act*,

and

In the matter of an assessment or assessments by the Minister of National Revenue under one or more of the following acts: the *Income Tax Act*, the *Canada Pension Plan* and the *Employment Insurance Act*,

AGAINST:

HASSAN MABROUKY
246 Des Colibris Street
Verdun, Quebec H3E 1Y2

Judgment debtor

and

SALOUA CHERQAOU
246 Des Colibris Street
Verdun, Quebec H3E 1Y2

Adverse claimant

[ENGLISH TRANSLATION]

ASSESSMENT OF COSTS – REASONS

DIANE PERRIER, ASSESSMENT OFFICER

[1] On February 23, 2009, the Court issued an order dismissing the motion in opposition to the seizure in execution, the whole with costs.

[2] On August 4, 2010, counsel for the Crown filed its bill of costs and requested that it be assessed in writing. On August 10, 2010, directions were issued establishing a timetable for filing written submissions. Having not received any submissions from the parties to date, I am now ready to assess the costs based on the documentation on file.

[3] The Crown's assessable services are allowed in the amount of \$1,699.92 for the following services: item 5 – preparation and filing of a contested motion, including materials and responses thereto, item 6 – appearance on a motion, per hour (2 units x 0:05), item 8 – preparation for an examination, including examinations for discovery, on affidavits, and in aid of execution (3 units), item 9 – attending on examinations, per hour (1 unit x 3 hours), item 25 – services after judgment not otherwise specified (1 unit) and item 26 – assessment of costs (2 units). Item 26 – assessment of costs has been allowed for only 2 units because the assessment is simple and not contested.

[4] Disbursements in the amount of \$996.74 are allowed for reporter and bailiff fees because I consider them to be reasonable and necessary to the conduct of this matter.

[5] The Crown's bill of costs totalling \$2,936.66 is assessed and allowed in the amount of \$2,696.66. A certificate of assessment will be issued for this amount.

MONTRÉAL, QUEBEC
September 17, 2010

“Diane Perrier”

DIANE PERRIER
ASSESSMENT OFFICER

FEDERAL COURT
SOLICITORS OF RECORD

DOCKET: ITA-6105-08

STYLE OF CAUSE: INCOME TAX ACT
v. HASSAN MABROUKY ET AL.

ASSESSMENT OF COSTS IN WRITING

PLACE OF ASSESSMENT: Montréal, Quebec

ASSESSMENT OF COSTS – REASONS: DIANE PERRIER
ASSESSMENT OFFICER

DATED: September 17, 2010

SOLICITORS OF RECORD:

Myles J. Kirvan
Deputy Attorney General of Canada
Montréal, Quebec

FOR HER MAJESTY THE QUEEN

Bissonet, Mercadante
Montréal, Quebec

FOR THE JUDGMENT DEBTOR
AND ADVERSE CLAIMANT