

COURT OF APPEAL OF ALBERTA

Form AP-5
[Rule 14.87]

COURT OF APPEAL FILE NUMBER: 987654321
 TRIAL COURT FILE NUMBER: 123456789
 REGISTRY OFFICE: Edmonton
 PLAINTIFF/APPLICANT: John Doe
 STATUS ON APPEAL: Appellant
 DEFENDANT/RESPONDENT: Jane Smith
 STATUS ON APPEAL: Respondent
 DOCUMENT: **Appeal Record**

Registrar's Stamp

Appeal from the Decision of
 The Honourable Mr. Justice J. Jones
 Dated the 31st day of July, 2019
 Filed the 15th day of August, 2019

APPEAL RECORD

Lawyer for John Doe
 Name
 Address
 Phone
 Fax
 Email

Lawyer for Jane Smith
 Name
 Address
 Phone
 Fax
 Email

Prepared by Transcript Management Services

(Delete the following if the cover page is being used for a document other than an appeal record)

The appeal record has been prepared in electronic format
 document format

Table of Contents

Part 1 - Pleadings	Page
Application, dated and filed June 1, 2019	3
Part 2 – Final Documents	
Written Reasons for Decision of Jones, J. dated and filed July 31, 2019	5
Order of Jones, J. dated July 31, 2019 and filed August 15, 2019	6
Notice of Appeal to Court of Appeal of Alberta, filed August 25, 2019	7

Part 2 – Final Documents

The table of contents for the Transcripts follows

SAMPLE APPEAL RECORD TABLE OF CONTENTS – STANDARD APPEAL WITH
ORAL ARGUMENT ONLY, NO ORAL EVIDENCE

TABLE OF CONTENTS

Description		Page
YYYY-MM-DD	Morning Session	
Submissions by Lawyer 1		1
Submissions by Lawyer 2		5
Further Submissions by Lawyer 1		9
Further Submissions by Lawyer 2		14
Reasons for Decision		17
Certificate of Record		20
Certificate of Transcript		21

EXHIBITS

No.	Description	Page
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Reproduce the list of exhibits (if any) that is included as part of the Table of Contents of the Transcripts. Ensure that the list includes the exhibit number, its description and the page in the transcripts on which it can be found.

NOTE: Transcripts of the oral argument at a chambers hearing are required if the hearing did not exceed one-half day. Otherwise, the inclusion of them is optional.

NOTE: Transcripts of the oral argument at a trial are not required unless relevant, for example if a dispute exists about whether a particular issue was raised, or whether some fact or issue was conceded.

COURT FILE NUMBER 123456789

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE Edmonton

PLAINTIFF(S) John Doe

DEFENDANT(S) Jane Smith

DOCUMENT **APPLICATION BY John Doe**

Clerk's Stamp

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

1 Main Street
Edmonton, AB T5J 0R2
Phone: (555) 123-4567
Fax: (555) 890-1234

NOTICE TO RESPONDENT(S): Jane Smith

This application is made against you. You are a respondent. You have the right to state your side of this matter before the master/judge.

To do so, you must be in Court when the application is heard as shown below:

Date: **July 1, 2019**

Time: **10:00 a.m.**

Where: **Edmonton Law Courts. 1A Sir Winston Churchill Square, Edmonton, AB**

Before Whom: **Justice in Chambers**

Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought:

1. Summary Judgment

Grounds for making this application:

2. There is no defence to this action

Material or evidence to be relied on:

3. Affidavit of John Doe

Applicable rules:

4. Rule 1100

Applicable Acts and regulations:

5. Alberta Rules of Court

Any irregularity complained of or objection relied on:

6. N/A

How the application is proposed to be heard or considered:

7. In writing only

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered.

Court of Queen's Bench of Alberta

Citation: Doe v. Smith, 2019 ABQB 10000

Date: July 31, 2019
Docket: 123456789
Registry: Edmonton

Between:

John Doe

Plaintiff

- and -

Jane Smith

Defendant

**Reasons for Decision
of the
Honourable Mr. Justice John Jones**

[1] The application is dismissed.

Heard on the 1st day of July, 2019.

Dated at the City of Edmonton, Alberta this 31st day of July, 2019.

COURT FILE NUMBER 123456789
COURT COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE Edmonton
PLAINTIFF(S) John Doe
DEFENDANT(S) Jane Smith

Clerk's Stamp

DOCUMENT

ORDER

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
1 Main Street
Edmonton, AB T5J 0R2
Phone: (555) 123-4567
Fax: (555) 890-1234

DATE ON WHICH ORDER WAS PRONOUNCED: **July 31, 2019**
LOCATION OF HEARING: **Edmonton, Alberta**
NAME OF JUDGE WHO MADE THIS ORDER: **Justice John Jones**

UPON AN APPLICATIN by the Plaintiff for an order for summary judgment; AND UPON reviewing the Affidavits filed by the parties; AND UPON HEARING counsel for the Plaintiff and counsel for the Defendant, IT IS HEREBY ORDERED THAT:

1. The application for summary judgment is denied.

Justice of the Court of Queen's Bench of Alberta

COURT OF APPEAL OF ALBERTA**Form AP-1**
[Rules 14.8 and 14.12]

COURT OF APPEAL FILE NUMBER: 987654321

TRIAL COURT FILE NUMBER: 123456789

REGISTRY OFFICE: Edmonton

PLAINTIFF/APPLICANT: John Doe

STATUS ON APPEAL: Appellant

DEFENDANT/RESPONDENT: Jane Smith

STATUS ON APPEAL: Respondent

DOCUMENT: **CIVIL NOTICE OF APPEAL**APPELLANT'S ADDRESS FOR
SERVICE AND CONTACT
INFORMATION: 1 Main Street
Edmonton, AB T5J 0R2
Phone: (555) 123-4567
Fax: (555) 890-1234

Registrar's Stamp

WARNING

To the Respondent: If you do not respond to this appeal as provided for in the Alberta Rules of Court, the appeal will be decided in your absence and without your input.

1. Particulars of Judgment, Order or Decision Appealed From:

Date pronounced: July 31, 2019

Date entered: July 31, 2019

Date served: July 31, 2019

Official neutral citation of reasons for decision, if any:
(do not attach copy) 2019 ABQB 10000

(Attach a copy of order or judgment: Rule 14.12(3). If a copy is not attached, indicate under item 14 and file a copy as soon as possible: Rule 14.18(2).)

2. Indicate where the matter originated: **Court of Queen's Bench**

Judicial Centre: Edmonton

Justice: John Jones

On appeal from a Queen's Bench Master or Provincial Court Judge?:

Yes No

Official neutral citation of reasons for decision, if any, of the Master or Provincial Court Judge: (do not attach copy)

(If originating from an order of a Queen's Bench Master or Provincial Court Judge, a copy of that order is also required: Rule 14.18(1)(c).)

Board, Tribunal or Professional Discipline Body

Specify Body:

3. Details of Permission to Appeal, if required (Rules 14.5 and 14.12(3)(a)). Permission not required, or Granted:

Date:

Justice:

(Attach a copy of order, but not reasons for decision.)

4. Portion being appealed (Rule 14.12(2)(c)): Whole, or

Only specific parts (if specific part, indicate which part):

(Where parts only of a family law order are appealed, describe the issues being appealed, e.g. property, child support, parenting, etc.)

5. Provide a brief description of the issues:

6. Provide a brief description of the relief claimed:

7. Is this appeal required to be dealt with as a fast track appeal? (Rule 14.14)

X Yes No

8. Does this appeal involve the custody, access, parenting or support of a child? (Rule 14.14(2)(b))

Yes X No

9. Will an application be made to expedite this appeal?

Yes X No

10. Is Judicial Dispute Resolution with a view to settlement or crystallization of issues appropriate? (Rule 14.60)

Yes X No

11. Could this matter be decided without oral argument? (Rule 14.32(2))

Yes X No

12. Are there any restricted access orders or statutory provisions that affect the privacy of this file? (Rules 6.29, 14.12(2)(e), 14.83)

Yes X No

If yes, provide details:

(Attach a copy of any order.)

13. List respondent(s) or counsel for the respondent(s), with contact information:

If specified constitutional issues are raised, service on the Attorney General is required under s. 24 of the Judicature Act: Rule 14.18(1)(c)(viii).

14. Attachments (check as applicable)

X Order or judgment under appeal if available (not reasons for decision) (Rule 14.12(3))

Earlier order of Master, etc. (Rule 14.18(1)(c))

Order granting permission to appeal (Rule 14.12(3)(a))

Copy of any restricted access order (Rule 14.12(2)(e))

If any document is not available, it should be appended to the factum, or included elsewhere in the appeal record.