

COURT OF APPEAL OF ALBERTA

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: **FACTUM**

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

FACTUM OF THE RESPONDENT

For the Appellant
Lawyer Name:
Law Firm:
Address:
Telephone Number:
Fax Number:

For the Respondent
Lawyer Name:
Law Firm:
Address:
Telephone Number:
Fax Number:

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PART 1 – FACTS

1. In the appellant's factum, this is a statement of facts including, if desired, a concise introductory statement of the legal issues raised.
2. In the respondent's factum, this is a statement of the respondent's position on the facts as stated by the appellant, and any other facts considered relevant.

PART 2 – GROUNDS OF APPEAL

3. In the appellant's factum, this is a concise statement of the grounds for appeal.
4. In the respondent's factum, this is a statement of the respondent's position in regards to the stated grounds, and any other points that may properly be put in issue.

PART 3 – STANDARD OF REVIEW

5. In both the appellant's and respondent's factums, this is a statement on the relevant standard of review. Among other resources, see Hon. Roger P. Kerans & Kim W. Willey, *Standards of Review Employed by Appellate Courts*, 2nd ed. (Edmonton: Juriliber, 2006)

PART 4 – ARGUMENT

6. In both the appellant's and the respondent's factums, this is a discussion addressing the questions of law or fact raised by the appeal.

Applicable Rules and Legislation

- 7.

Summary Judgment – Applicable Legal Principles

- 8.

PART 5 – RELIEF SOUGHT

9. In both the appellant's and the respondent's factums, this is a statement of the relief sought, including any special direction with respect to costs.

Estimate of time required for the oral argument: 45 minutes.

Table of Authorities

[*Weir-Jones Technical Services Incorporated v Purolator Courier Ltd*](#), 2019 ABCA 49, 86

Alta LR (6th) 240

Attach appendices (if any)

Appendices can include extracts from any statute, enactment or rule necessary for the disposition of the appeal, unless they are reproduced elsewhere in the materials to be filed.