

2009-07-02

[3 Million+ Dollar Award for FM](#)

Degennaro v.

Oakville

Trafalgar

Memorial

ON Supreme Court

[Bagri v. British Columbia \(Workers' Compensation Board\)](#) , 2009 BCSC 1262 (CanLII) —
2009-09-15

Supreme Court of British Columbia — British Columbia

injury — fibromyalgia — generalized anxiety disorder — disability — worker

[Degennaro v. Oakville Trafalgar Memorial Hospital](#) , 2009 CanLII 34035 (ON S.C.) — 2009-07-02

Superior Court of Justice — Ontario

chronic pain — fibromyalgia — motor vehicle accident — person of ordinary fortitude — bed

[Duncalf v. Capital Health Authority](#) , 2009 ABQB 80 (CanLII) — 2009-02-06

Court of Queen's Bench — Alberta

surgery — fibromyalgia — small bowel obstruction — diarrhea — tube

[Garriock v. Manufacturers Life Insurance Company](#) , 2009 CanLII 27825 (ON S.C.) — 2009-05-19

Superior Court of Justice — Ontario

long-term disability benefits — medical evidence — work hardening — graduated return to work — essential duties of any occupation

[Russell v. Turcott](#) , 2009 ABQB 19 (CanLII) — 2009-02-06

Court of Queen's Bench — Alberta

collision — chronic pain clinic — impecuniosity — fibromyalgia — evidence

cited by [1 case](#)

[Jopling v. Brodowich](#) , 2009 BCSC 653 (CanLII) — 2009-06-05

Supreme Court of British Columbia — British Columbia

pain — motor vehicle accident — line — neck — loss

[McEwan v. Fisher](#) , 2009 BCSC 559 (CanLII) — 2009-04-27

Supreme Court of British Columbia — British Columbia

spousal support — work — registered nurse — emotional — activities

[Arthurs v. Canada \(Human Resources and Skills Development Canada\)](#) , 2009 FCA 104 (CanLII) — 2009-03-31

Federal Court of Appeal — Federal redetermine — reports — prolonged — disability — constitute new facts

[Pitchforth v. Pitchforth](#) , 2009 CanLII 43665 (ON S.C.) — 2009-08-21

Superior Court of Justice — Ontario

wife — husband — waiver of spousal support — marriage — contract

Functional Restoration (Multi-Faceted Pain Services) Program Regulations, N.S. Reg. 57/96, [Repealed or spent], (Workers' Compensation Act)

Replaced by : [Chronic Pain Regulations](#)

Regulations of Nova Scotia — Nova Scotia

[Past version: as posted between Feb 21, 2003 and Jun 18, 2004](#)

[Lehtonen v. Johnston](#) , 2009 BCSC 1364 (CanLII) — 2009-10-05

Supreme Court of British Columbia — British Columbia

motor vehicle accident — pain — symptoms — depression — injuries

[Ray v. The Queen](#) , 2009 TCC 140 (CanLII) — 2009-03-06

Tax Court of Canada — Federal

recorded by a pharmacist — vitamins — herbs — reassessments — homeopathic remedies

cited by [1 case](#)

[Tavakoli v. Junghans](#) , 2009 ABQB 756 (CanLII) — 2009-12-21

Court of Queen's Bench — Alberta

pain — accident — malingering — report — medical

[Creighton v. Workplace Health, Safety and Compensation Commission](#) , 2009 NBCA 73 (CanLII) — 2009-11-05

Court of Appeal of New Brunswick — New Brunswick

treatments — multiple chemical sensitivities — medical aid — therapies — supplements

[Tran v. Moussavi](#) , 2009 CanLII 3569 (ON S.C.) — 2009-01-26

Superior Court of Justice — Ontario

conference — access — orders — child — income

[Watts v. Donovan](#) , 2009 CanLII 26931 (ON S.C.) — 2009-05-28

Superior Court of Justice — Ontario

accident — crash — find — loss — future

[Droit de la famille — 091197](#) , 2009 QCCS 2327 (CanLII) — 2009-04-23

Superior Court — Quebec

fibromyalgie — pension alimentaire — changement — mariage — diagnostic

[R.M. v. Saskatchewan Government Insurance](#) , 2009 SKCA 18 (CanLII) — 2009-02-05

Court of Appeal for Saskatchewan — Saskatchewan

benefits — rehabilitation program — refused to attend — vocational rehabilitation — myalgias

Chronic Pain Regulations, N.S. Reg. 187/2004

Regulations of Nova Scotia — Nova Scotia

[Current version: as posted between Sep 2, 2004 and Feb 12, 2010](#)

[Lebel c. Compagnie d'assurance-vie RBC](#) , 2009 QCCS 1204 (CanLII) — 2009-03-27

Superior Court — Quebec

fibromyalgie — invalidité — douleurs — souffrance morale — chiropratique

cited by [1 case](#)

[Bjornson v. Shaw](#) , 2009 BCSC 758 (CanLII) — 2009-06-09

Supreme Court of British Columbia — British Columbia

motor vehicle accident — kidney — soft tissue — pain — loss of income-earning capacity

[Testa v. Mallison](#) , 2009 BCSC 957 (CanLII) — 2009-07-15

Supreme Court of British Columbia — British Columbia

pain — neck — franchise — motor vehicle accident — stores

[Saumier v. Canada \(Attorney General\)](#) , 2009 FCA 51 (CanLII) — 2009-02-20

Federal Court of Appeal — Federal

CASE LAW FM 2009

Written by Administrator

Sunday, 06 March 2011 17:30 - Last Updated Monday, 07 March 2011 01:44

employee — refusal to work — danger — complaint — member

cited by [1 case](#)

[Kearns v. Marples](#) , 2009 BCSC 802 (CanLII) — 2009-06-17

Supreme Court of British Columbia — British Columbia

battery — assault — motor vehicle accidents — shoulder — arm

[Belo-Alves v. Canada \(Social Development\)](#) , 2009 FC 413 (CanLII) — 2009-04-24

Federal Court of Canada — Federal

extension — application — motor vehicle accident — riding as a front-seat passenger — leave

[Eidt v. Eidt](#) , 2009 NBQB 152 (CanLII) — 2009-06-05

Court of Queen's Bench of New Brunswick — New Brunswick

CASE LAW FM 2009

Written by Administrator

Sunday, 06 March 2011 17:30 - Last Updated Monday, 07 March 2011 01:44

spousal support — variation — cleaning houses — marriage — fixed-term maintenance

[Kim v. Kim](#) , 2009 CanLII 43947 (ON S.C.) — 2009-08-21

Superior Court of Justice — Ontario

garnisheed — motion — endorsement — matrimonial home — mortgage

[Alderson v. Alderson](#) , 2009 CanLII 55280 (ON S.C.) — 2009-09-30

Superior Court of Justice — Ontario

income — spousal support — imputed — arrears — equalization payment

[Moore v. Hind](#) , 2009 BCSC 1844 (CanLII) — 2009-12-18

Supreme Court of British Columbia — British Columbia

pain — report — examination — addiction — medication

[Norminton v. B & B Electronics Ltd.](#) , 2009 ABQB 18 (CanLII) — 2009-01-12

Court of Queen's Bench — Alberta

injuries — loss of housekeeping — damages — vehicle — daughter

cited by [1 case](#)

[C.A.S. v. T.S.R.](#) , 2009 BCPC 362 (CanLII) — 2009-10-30

Provincial Court of British Columbia — British Columbia

ex parte orders — narcotic pain killers — access — material — evidence

[R. v. Nichol](#) , 2009 BCPC 124 (CanLII) — 2009-04-14

Provincial Court of British Columbia — British Columbia

chat — conditional sentence — sexual — probation — luring

[McLaughlin v. Levesque](#) , 2009 NBQB 85 (CanLII) — 2009-04-14

Court of Queen's Bench of New Brunswick — New Brunswick

non-pecuniary damages — pain — valuable services — accident — care

[Gozra v. Wunderlich](#) , 2009 BCSC 114 (CanLII) — 2009-02-05

Supreme Court of British Columbia — British Columbia

neck — disc — accident — pain — injections

[Eccleston v. Dresen](#) , 2009 BCSC 332 (CanLII) — 2009-03-12

Supreme Court of British Columbia — British Columbia

motor vehicle accident — overtaking — pain — signal — turn

cited by [1 case](#)

[Deiter v. Briggs](#) , 2009 BCSC 914 (CanLII) — 2009-06-10

Supreme Court of British Columbia — British Columbia

accident — injuries — pain — damages — work

[Heatheridge Housing Cooperative v. Harrison](#) , 2009 BCSC 1067 (CanLII) — 2009-08-05

Supreme Court of British Columbia — British Columbia

membership — housing cooperative — one-bedroom unit — under-housing — op

[Colgur v. Manufacturers Life Insurance Company](#) , 2009 BCSC 1125 (CanLII) — 2009-08-17

Supreme Court of British Columbia — British Columbia

insured — benefits — limitation period — disability — policy

[Lumsden v. Manitoba](#) , 2009 MBCA 18 (CanLII) — 2009-02-17

Court of Appeal — Manitoba

damages for mental distress — disability — evidence — subjective — non-psychotic mental

[Lindsay v. Spiller](#) , 2009 BCSC 575 (CanLII) — 2009-04-29

Supreme Court of British Columbia — British Columbia

boat — post-dated cheques — work — storage — repairs

[Hodgins v. Street](#) , 2009 BCSC 673 (CanLII) — 2009-05-26

Supreme Court of British Columbia — British Columbia

fatigue — accident — award — traumatic brain injury — full-time work

[McIntyre v. Docherty](#) , 2009 ONCA 448 (CanLII) — 2009-05-29

Court of Appeal for Ontario — Ontario

non-pecuniary damages — housekeeping losses — pecuniary — jury — inefficiency

cited by [1 case](#)

[Lippa v. Can-Cell Industries Inc.](#), 2009 ABQB 684 (CanLII) — 2009-11-23

Court of Queen's Bench — Alberta

disability benefits — bonus — employee — wrongful dismissal — long-term disability

[Kosoric v. Maitland](#), 2009 BCSC 108 (CanLII) — 2009-02-03

Supreme Court of British Columbia — British Columbia

pain — jaw — wrist — injuries — program

cited by [1 case](#)

[B.S.M. v. J.I.M.](#) , 2009 BCSC 477 (CanLII) — 2009-04-08

Supreme Court of British Columbia — British Columbia

father — older daughter — children — younger — best interests

[Kasic v. Leyh](#) , 2009 BCSC 649 (CanLII) — 2009-05-14

Supreme Court of British Columbia — British Columbia

pain — loss of earning capacity — motor vehicle accident — non-pecuniary damages — work

cited by [3 cases](#)

[Riecken v. Riecken](#) , 2009 CanLII 69334 (ON S.C.) — 2009-12-11

Superior Court of Justice — Ontario

toy collection — toys — house — spousal support — matrimonial home

[Job v. Van Blankers](#) , 2009 BCSC 230 (CanLII) — 2009-02-25

Supreme Court of British Columbia — British Columbia

non-pecuniary damages — injuries — income — accident — soft tissue

cited by [8 cases](#)

[Murphy v. Jagerhofer](#) , 2009 BCSC 335 (CanLII) — 2009-03-12

Supreme Court of British Columbia — British Columbia

pain — accident — loss — tinnitus — neck

[R. v. Beren and Swallow](#) , 2009 BCSC 429 (CanLII) — 2009-02-02

Supreme Court of British Columbia — British Columbia

marihuana — cannabis — medical — supply — principles of fundamental justice

cited by [1 case](#)

[A.M.B. v. M.A.T.](#) , 2009 BCSC 1281 (CanLII) — 2009-09-18

Supreme Court of British Columbia — British Columbia

child support — guideline income — spousal support — separation agreement — payments

[Terry v. Mallowney & Terry v. Sinclair](#) , 2009 NLTD 56 (CanLII) — 2009-04-17

Supreme Court of Newfoundland and Labrador, Trial Division — Newfoundland and Labrador

thoracic outlet syndrome — motor vehicle accidents — neck — pain — work

[Plesner v. British Columbia Hydro and Power Authority](#) , 2009 BCCA 188 (CanLII) — 2009-04-30

Court of Appeal — British Columbia

mental stress — traumatic event — acute reaction to a sudden — compensation — worker

cited by [17 cases](#)

[Keech v. Chang](#) , 2009 CanLII 18293 (ON S.C.) — 2009-04-20

Superior Court of Justice — Ontario

spinal cord — interspace — needle — surgery — lesion

Workers' Compensation Act, S.N.S. 1994-95, c. 10

Consolidated Statutes of Nova Scotia — Nova Scotia

cited by [57 cases](#)

CASE LAW FM 2009

Written by Administrator

Sunday, 06 March 2011 17:30 - Last Updated Monday, 07 March 2011 01:44

[Current version: in force since Jul 13, 2005](#)
