

PRACTICE NOTE 33

GENERAL TOPICS

This Practice Note contains a series of practices that all members of the legal profession are asked to observe and follow.

1. **Filing Case Reports**

- (a) Cases taken from any electronic data base which contain paragraph numbers may be filed.
- (b) It is preferred that cases taken from any electronic data base which do not contain paragraph numbers or the Law Report page number should only be filed for the pre-trial conference, but not for use in the trial brief.
- (c) Cases filed from Quicklaw should be printed using the HTML format.
- (d) In citing cases:
 - (i) Before a case has been published in any report, the judgment should be cited using the neutral citation where applicable, e.g. *Zenner v. Brown*, 2000 PESCTD 12.
 - (ii) Once the judgment is published in a report, the neutral citation should be used as a parallel citation: e.g. *Zenner v. Brown*, [2000]...Nfld & P.E.I.R. xx, 2000 PESCTD 12.

2. **Summary Judgment**

Unless specifically requested for a longer time, the time allotted for a motion for summary judgment is one hour.

3. **Pre-trial Conferences**

Any documents, reports, etc. expected to be used at trial should be filed for the pre-trial conference.

4. **Director of Child Welfare Cases**

In Director of Child Welfare cases that proceed to trial, a statement of defence, as in other defended cases, must be filed.

5. **Maintenance Enforcement Hearings**
In respect to persons coming before the court for maintenance enforcement hearings, requesting time to make a motion for variation of a support order, the respondent will generally be allowed four to six weeks to obtain a date for a hearing. If the respondent has not obtained a date for the variation hearing in the time allowed by the judge, the Director of Maintenance Enforcement will bring the matter back to court for the enforcement hearing.
6. **Status Hearings**
It was decided at a recent meeting of the Rules Committee that in lieu of status hearings, pursuant to Rule 48.13 of the Rules of Court a telephone conference call with a judge and counsel would be scheduled.

February 15, 2000