



***Court of Appeal  
for British Columbia  
Hearing List***

**Wednesday, June 19, 2024**

The Court's [Policy on Use of Electronic Devices in Courtrooms](#) generally prohibits taking photographs (including screen shots), video images, or audio recordings of any court proceeding including video conferences. Refer to the policy for details on permitted audio recording for accredited media. Penalties may include prosecution for contempt of court.

**Chambers: Madam Justice Fenlon**

**10:00 am Division 1**

**Courtroom 60**

Madam Justice Newbury,  
Mr. Justice Abrioux,  
Mr. Justice Skolrood

CA49617 NISGA'A NATION AS REPRESENTED BY  
THE NISGA'A LISIMS GOVERNMENT (A) v.  
MALII

Hearing of Appeal  
From: Stephens, J.

Day 1 of 2

Appeal to be broadcast - link available [here](#)

The Nisg\_a'a Nation appeals an order that dismissed its application to be added as a defendant to the within action under the Nisg\_a'a Treaty or the Supreme Court Civil Rules, and which further ordered that a judicial management conference be held 60 days before the trial to determine what participatory rights, if any, the Nisg\_a'a Nation may have as a statutory party.

**10:00 am Division 2**

**Courtroom 50**

Madam Justice Saunders,  
Madam Justice DeWitt-Van Oosten,  
Madam Justice Fleming

CA49165 R. v. JANES, CHRISTOPHER ROBERT (A)

Publication Ban  
Section 486.4(2)  
Criminal Code

Conviction Appeal  
From: Marzari, J.

Appeal to be broadcast - link available [here](#)

The appellant appeals from conviction on one count of sexual interference.

CA48905 R v. GILBERT, JESSE MICHAEL (A)

Publication Ban  
Other

Conviction Appeal - 2:00  
pm  
From: Reeves, PCJ.



*Court of Appeal  
for British Columbia  
Hearing List*

**Thursday, June 20, 2024**

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**Chambers: Mr. Justice Willcock**

**10:00 am Division 1**

**Courtroom 60**

Madam Justice Newbury,  
Mr. Justice Abrioux,  
Mr. Justice Skolrood

CA49617 NISGA'A NATION AS REPRESENTED BY  
THE NISGA'A LISIMS GOVERNMENT (A) v.  
MALII

Hearing of Appeal  
From: Stephens, J.

Day 2 of 2

Appeal to be broadcast - link available [here](#)

The Nisg\_a'a Nation appeals an order that dismissed its application to be added as a defendant to the within action under the Nisg\_a'a Treaty or the Supreme Court Civil Rules, and which further ordered that a judicial management conference be held 60 days before the trial to determine what participatory rights, if any, the Nisg\_a'a Nation may have as a statutory party.

CA49912 R. v. HURLEY, NICHOLAS NOLAN ROCHE  
(A)

Publication Ban  
Section 486.4(2)  
Criminal Code

Sentence Appeal - 2:00 pm  
From: Challenger, PCJ.

Appeal to be broadcast - link available [here](#)

**10:00 am Division 2**

**Courtroom 50**

Madam Justice Saunders,  
Madam Justice Fenlon,  
Madam Justice DeWitt-Van Oosten

CA48628 MUNDY, DARIN KEITH (A) v.  
CHERNICHEN, KYLA MARIE

Hearing of Appeal  
From: Baker, J.

Appeal to be broadcast - link available [here](#)

In an action arising from a motor vehicle accident, the appellant appeals the award for loss of future earning capacity.