

2007 CarswellAlta 797, 2007 ABQB 398, [2007] A.W.L.D. 2564

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Bowles v. Beamish

Kevin Charles Warren Bowles (Plaintiff) and Belinda Heather Beamish (Defendant)

Alberta Court of Queen's Bench

B.E. Mahoney J.

Judgment: June 12, 2007

Docket: Calgary FL01-01795

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Proceedings: additional reasons to *Bowles v. Beamish*, [2007 CarswellAlta 1473](#), [2007 ABQB 398](#) ((Alta. Q.B.))

Counsel: D. Ellert for Plaintiff

D. **Castle** for Defendant

Subject: Civil Practice and Procedure

Civil practice and procedure --- Discovery — Discovery of documents — Application for order for production — Order.

B.E. Mahoney J.:

- 1 This second Ruling is to clarify matters that have arisen as a result of the first Ruling dated 6 June 2007.
- 2 In paragraphs 3 and 4 of the Ruling of 6 June 2007 the date 29 May 2007 should read 22 May 2007.
- 3 With reference to paragraph 4 of the 6 June 2007 Ruling, documents 31 and 33 will be produced as directed in the 6 June 2007 Ruling notwithstanding they were not directed to be produced in the Order of Mahoney, J. of 27 April 2007.
- 4 Whether the documents sought by the Plaintiff and not ordered produced in the 6 June 2007 Ruling are compellable or not is an issue to be decided at the trial after considering the evidence of the relevancy and materiality of the documents and whether the parties have complied with the Rules of Court regarding the production of records.

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