

**CORAM:**STRAYER, J.A.  
LINDEN, J.A.  
McDONALD, J.A.

**B E T W E E N:**

**LEONARDO GALUEGO**

Appellant  
(Defendant)

-and-

**HER MAJESTY THE QUEEN, IN RIGHT OF CANADA**

Respondent(s)  
(Plaintiff's)

HEARD at Toronto, Ontario, Monday, October 20, 1997.

JUDGMENT delivered from the Bench at Toronto, Ontario, on Monday, October 20, 1997.

REASONS FOR JUDGMENT BY: STRAYER, J.A.

**CORAM:**STRAYER, J.A.  
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**REASONS FOR JUDGMENT**

We have concluded that there is no basis for interfering with the exercise of discretion by the motions judge in refusing a re-consideration of the order refusing an extension of time to appeal.

The appeal is therefor dismissed without costs.

"B.L. Strayer"

J.A.

**FEDERAL COURT OF CANADA**

**Names of Counsel and Solicitors of Record**

COURT NO: A-852-96

STYLE OF CAUSE: LEONARDO GALUEGO

- and -

HER MAJESTY THE QUEEN,  
IN RIGHT OF CANADA

DATE OF HEARING: OCTOBER 20, 1997

PLACE OF HEARING: TORONTO, ONTARIO

REASONS FOR JUDGMENT BY: STRAYER, J.A.

Delivered from the Bench at Toronto, Ontario  
on Monday, October 20, 1997

**APPEARANCES:**

Mr. Leonardo Galuego

For the Appellant

Ms. Cassandra Kirewskie

For the Respondent

**SOLICITORS OF RECORD:**

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For the Appellant

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George Thomson  
Deputy Attorney General  
of Canada

For the Respondent

**FEDERAL COURT OF CANADA**

Court No.: A-852-96

Between:

**LEONARDO GALUEGO**

Appellant

- and -

**HER MAJESTY THE QUEEN,  
IN RIGHT OF CANADA**

Respondent

**REASONS FOR JUDGMENT**