

MONTRÉAL, QUEBEC, THIS 9th DAY OF OCTOBER 1997

**CORAM: THE HONOURABLE MR. JUSTICE DENAULT
THE HONOURABLE MR. JUSTICE DÉCARY
THE HONOURABLE DEPUTY JUSTICE CHEVALIER**

BETWEEN: JOSEPH WAKED,

Applicant,

AND:

CANADA EMPLOYMENT INSURANCE COMMISSION,

Respondent.

J U D G M E N T

The application for judicial review is dismissed.

Pierre Denault
J.A.

Certified true translation

C. Delon, LL.L.

A-261-97

**CORAM: DENAULT J.A.
DÉCARY J.A.
CHEVALIER D.J.**

BETWEEN:

JOSEPH WAKED,

Applicant,

AND:

CANADA EMPLOYMENT INSURANCE COMMISSION,

Respondent.

Hearing held at Montréal
on Thursday, October 9, 1997

Judgment delivered at Montréal
on Thursday, October 9, 1997

REASONS FOR JUDGMENT OF THE COURT BY:

DENAULT J.A.

CORAM: THE HONOURABLE MR. JUSTICE DENAULT
THE HONOURABLE MR. JUSTICE DÉCARY
THE HONOURABLE DEPUTY JUSTICE CHEVALIER

BETWEEN: JOSEPH WAKED,

Applicant

AND:

EMPLOYMENT INSURANCE COMMISSION OF CANADA,

Respondent.

REASONS FOR JUDGMENT OF THE COURT

(Delivered from the bench at Montréal
on Thursday, October 9, 1997)

DENAULT J.A.

There is nothing in this case to warrant the intervention of the Court of Appeal.

The applicant has made laudable efforts to get retraining and support his family, but this cannot relieve us of the duty to apply the *Unemployment Insurance Act*. Since the applicant has not established any error in the decision of the umpire, his application for judicial review must be dismissed.

Pierre Denault
J.A.

Certified true translation

C. Delon, LL.L.

Federal Court of Canada

Court file No. A-261-97

BETWEEN

JOSEPH WAKED,

Applicant,

— *and* —

CANADA EMPLOYMENT INSURANCE
COMMISSION

Respondent.

REASONS FOR JUDGMENT

FEDERAL COURT OF APPEAL
NAMES OF COUNSEL AND SOLICITORS OF RECORD

COURT FILE NO: A-261-97

STYLE OF CAUSE: JOSEPH WAKED,

Applicant,

AND:

CANADA EMPLOYMENT INSURANCE
COMMISSION,

Respondent.

PLACE OF HEARING: Montréal, Quebec

DATE OF HEARING: October 9, 1997

**REASONS FOR JUDGMENT OF THE COURT (DENAULT AND DÉCARY J.J.A.,
CHEVALIER D.J.)**

DELIVERED FROM THE BENCH BY: The Honourable Mr. Justice Denault

Dated: October 9, 1997

APPEARANCES:

Joseph Waked the applicant

Sylvie Martin for the respondent

SOLICITORS OF RECORD:

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