

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

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

**LEONARDO GALUEGO**

Appellant  
(Defendant)

**ROSARIO GALUEGO**

Appellant  
(Defendant)

-and-

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

Respondent(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.

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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 reconsideration 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-844-96

STYLE OF CAUSE: LEONARDO GALUEGO  
ROSARIO 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  
Ms. Rosario Galuego  
  
For the Appellants

Ms. Cassandra Kirewskie  
  
For the Respondent

**SOLICITORS OF RECORD:**

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For the Appellants

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George Thomson  
Deputy Attorney General  
of Canada  
  
For the Respondent

**FEDERAL COURT OF CANADA**

Court No.: A-844-96

Between:

**LEONARDO GALUEGO**

Appellant  
(Defendant)

**ROSARIO GALUEGO**

Appellant  
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- and -

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

Respondent

**REASONS FOR JUDGMENT**