

Date: 20070919

Docket: A-361-06

Citation: 2007 FCA 307

**CORAM: DESJARDINS J.A.
DÉCARY J.A.
RYER J.A.**

BETWEEN:

BALJIT K. DHILLON

Applicant

and

THE ATTORNEY GENERAL OF CANADA

Respondent

Heard at Vancouver, British Columbia, on September 19, 2007.

Judgment delivered from the Bench at Vancouver, British Columbia, on September 19, 2007.

REASONS FOR JUDGMENT OF THE COURT BY:

DESJARDINS J.A.

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REASONS FOR JUDGMENT OF THE COURT

(Delivered from the Bench at Vancouver, British Columbia, on September 19, 2007)

DESJARDINS J.A.

[1] It being apparent from the record that, at the time of the hearing, the Applicant was regularly engaged in a substantially gainful occupation as a dishwasher, the Board's conclusion that the Applicant was not disabled within the meaning of the *Canada Pension Plan* (R.S., c. C-8 subsection 4(2)(2)) cannot be faulted.

[2] However, it would have been preferable for the Board to give more elaborate reasons in the circumstances.

[3] This application for judicial review will be dismissed without costs.

"Alice Desjardins"

J.A.

FEDERAL COURT OF APPEAL

SOLICITORS OF RECORD

DOCKET: A-361-06

STYLE OF CAUSE: Baljit K. Dhillon v. AGC

PLACE OF HEARING: Vancouver, British Columbia

DATE OF HEARING: September 19, 2007

REASONS FOR JUDGMENT BY: DESJARDINS J.A.
DÉCARY J.A.
RYER J.A.

DELIVERED FROM THE BENCH BY: DESJARDINS J.A.

DATED: September 19, 2007

APPEARANCES:

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Jennifer Hockey FOR THE RESPONDENT

SOLICITORS OF RECORD:

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