

FILE/DIRECTION/ORDER

BEFORE JUDGE PERELL

ACTION # OS-CV-287556CP

Kidd

Plaintiff(s)

-v-

The Canada Life Assurance Co.

Defendant(s)

CASE MANAGEMENT: YES [] NO []

COUNSEL: _____ PHONE NO. _____
_____ PHONE NO. _____
_____ PHONE NO. _____

[] ORDER [] DIRECTION FOR REGISTRAR

[] REPORTED SETTLED ADJOURNED TO TRIAL SCHEDULING COURT _____
[] NO ONE APPEARED ADJOURNED TO TO BE SPOKEN TO COURT _____

This is a case conference requested by the Plaintiff for two purposes (1) to advise the court that because of economic changes the value of the surplus has increased; and (2) to seek the court's direction or opinion as to whether this change would influence a change its decision, currently under appeal, to not approve the revised settlement. I appreciate being advised of the changing circumstances, but I have no jurisdiction to provide an opinion to a hypothetical question and there is no motion before me that would allow me to rescind or vary the decision I have already made because of the alleged change of

DATE

JUDGE'S SIGNATURE

Circumstances. Accordingly, I decline to make any direction.

August 27, 2013

Perell, J.

This is a case conference requested by the Plaintiffs for two purposes (1) to advise the court that because of economic changes the value of the surplus has increased; and (2) to seek the court's direction or opinion as to whether this change would influence or change its decision, currently under appeal, to not approve the revised settlement. I appreciate being advised of the changing circumstances, but I have no jurisdiction to provide an opinion to a hypothetical question and there is no motion before me that would allow me to rescind or vary the decision I have already made because of the alleged change of circumstances. Accordingly, I decline to make any direction

August 27, 2013

“Perell, J.”