

Form 14
Rule 17(2)

File No. _____

IN THE COURT OF APPEAL OF NEWFOUNDLAND AND LABRADOR

BETWEEN:

APPELLANT

AND:

RESPONDENT

**DEEMED ABANDONMENT - EXPLANATION FOR DELAY AND
PROPOSED PLAN**

In response to the notice from the registrar under rule 17(1), the Appellant requests that the appeal not be deemed abandoned.

The reasons for the delay in carrying the appeal forward by filing materials or requesting that a hearing date be set are:

(Set out the reasons).

The Appellant states and proposes the following:

1. The transcript was requested on _____ (date).

Tick **one** and fill in the blanks:

2. The transcript

was received

OR

is expected to be received

on _____ (date).

3. The transcript

was delivered to the other parties on _____ (date).

OR

will be delivered to the other parties without delay when it is received.

4. The transcript, appeal book and Appellant's factum will be filed no later than

_____ (date).

5. The Appellant has consulted with the Respondent.

The Respondent

(a) agrees with the proposed dates set by the Appellant, and

(b) will file its factum no later than _____ (date).

The Appellant, with the agreement of the Respondent, requests that the hearing of the appeal be set for

_____ (date).

(To obtain a hearing date, the Appellant should contact the registry and proceed according to rule 19).

OR

The parties have not reached an agreement and the Appellant has filed an application for an order or directions from the Court.

Dated at _____, _____, this ____ day of _____, 20____.
City or Town Province month year

signature

name of Appellant or lawyer

The address for service is:

_____ Street address

_____ City or Town, Province

_____ Postal Code

_____ Telephone

_____ Email

_____ Name of lawyer handling the file

Counsel for _____

To:

_____ name of Respondent or lawyer

The address for service is:

_____ Street address

_____ City or Town, Province

_____ Postal Code

_____ Telephone

_____ Email

_____ Name of lawyer handling the file

Counsel for _____