

Alvarado v. Canada, 1997 CanLII 5020 (FCA)

Date: 1997-04-28

File A-267-94

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A-267-94

CORAM: DESJARDINS, J.A.

LINDEN, J.A.

ROBERTSON, J.A.

B E T W E E N:

MARIA GUADALUPE ESCOBAR ALVARADO

KAREN ALVARADO

JERSON ALVARADO

JOSUE DANIEL RAMOS-RAMIREZ

TOMASA MERINO

VICTOR HERNANDEZ

SULMA MARINA RAMOS

RAUL RAMOS

SULMA MARGARETA RAMOS HERNANDEZ

Appellants

(Applicants in the Trial Division)

-and-

THE MINISTER OF EMPLOYMENT AND IMMIGRATION

Respondent

HEARD at Toronto, Ontario, Monday, April 28, 1997.

JUDGMENT delivered from the Bench at Toronto, Ontario, on Monday, April 28, 1997.

REASONS FOR JUDGMENT OF THE COURT BY: DESJARDINS, J.A.

A-267-94

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Appellants

(Applicants in the Trial Division)

-and-

THE MINISTER OF EMPLOYMENT AND IMMIGRATION

Respondent

REASONS FOR JUDGMENT

(Delivered from the Bench at Toronto, Ontario,

Monday the 28th day of April, 1997)

DESJARDINS, J.A.:

We are all of the view that, as the answer to the certified question would not affect the outcome of this appeal, the certified question should not be answered.

In any event, in view of the decision of this Court in *Yusuf v. Canada (Minister of Employment and Immigration)* (1995), 179 N.R. 11 (F.C.A.), rendered after the certification of the question, we find that the certified question is already answered.

This appeal will therefore be dismissed.

"A. Desjardins"

J.A.

FEDERAL COURT OF CANADA

Names of Counsel and Solicitors of Record

COURT NO: A-267-94

STYLE OF CAUSE: MARIA GUADALUPE

ESCOBAR ALVARADO ET AL.

- and -

THE MINISTER OF

EMPLOYMENT

AND IMMIGRATION

DATE OF HEARING: APRIL 28, 1997

PLACE OF HEARING: TORONTO, ONTARIO

REASONS FOR JUDGMENT BY: DESJARDINS, J.A.

Delivered from the Bench at Toronto, Ontario

on Monday, April 28, 1997

APPEARANCES:

Mr. Edward C. Corrigan

For the Appellants

Ms. A. Leena Jaakkimainen

For the Respondent

SOLICITORS OF RECORD:

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For the Appellants
George Thomson
Deputy Attorney General
of Canada

For the Respondent

FEDERAL COURT OF CANADA

Court No.: A-267-94

Between:

MARIA GUADALUPE ESCOBAR ALVARADO ET AL.

Appellants

- and -

THE MINISTER OF EMPLOYMENT AND IMMIGRATION

Respondent

REASONS FOR JUDGMENT

