

Federal Court



Cour fédérale

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**FROM / EXPÉDITEUR : Paul Cuzzolino**

**DATE : December 14, 2015**

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**TIME / HEURE : 4:44 PM**

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Total number of pages (including this page) /  
Nombre de pages (incluant cette page) : 4

#### SUBJECT / OBJET :

Court File No. / N° du dossier de la Cour: **IMM-1387-15**

Between / entre: **NINA KOSOLAPOVA ET AL v. MCI**

Enclosed is a true copy of the Order of : **J. Brown** dated / daté du **14-DEC-2015**

#### COMMENTS / REMARQUES :

*Pursuant to section 20 of the Official Languages Act all final decisions, orders and judgments, including any reasons given therefore, issued by the Court are issued in both official languages. In the event that such documents are issued in the first instance in only one of the official languages, a copy of the version in the other official language will be forwarded on request when it is available.*  
*Conformément à l'article 20 de la Loi sur les langues officielles, les décisions, ordonnances et jugements définitifs avec les motifs y afférents, sont émis dans les deux langues officielles. Au cas où ces documents ne seraient émis, en premier lieu, que dans l'une des deux langues officielles, une copie de la version dans l'autre langue officielle sera transmise, sur demande, dès qu'elle sera disponible.*

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Federal Court



Cour fédérale

**Date: 20151214****Docket: IMM-1387-15****Toronto, Ontario, December 14, 2015****PRESENT: The Honourable Mr. Justice Brown****BETWEEN:****NINA KOSOLAPOVA  
LYVDMILA SHIBANOVA****Applicants****and****THE MINISTER OF CITIZENSHIP AND  
IMMIGRATION****Respondent****ORDER**

**UPON MOTION** pursuant to Rule 369 of the *Federal Courts Rules* by the Deputy Attorney General on behalf of the Minister of Citizenship and Immigration, dated December 14, 2015 for an Order:

1. Granting the application for judicial review and vacating the judicial review hearing date of Tuesday, December 15, 2015, at 11:00 a.m.;

2. Setting aside the decisions of Senior Immigration Officer, N. Bostjancic dated February 27, 2015, wherein the Officer refused the Applicants' applications for permanent residence on humanitarian and compassionate ("H&C") grounds;
3. Remitting the applications to be re-determined by another officer; and
4. No costs awarded to either party.

**AND UPON** reading the pleadings and materials;

**AND UPON** hearing by teleconference from the parties and on consent;

**THIS COURT ORDERS that:**

1. The application for judicial review is granted.
2. The decisions of Senior Immigration Officer, N. Bostjancic dated February 27, 2015, wherein the Officer refused the Applicants' applications for permanent residence on humanitarian and compassionate ("H&C") grounds are set aside.
3. The applications are remitted to be re-determined by another officer as expeditiously as possible, and

4. No question is certified and there is no order as to costs.

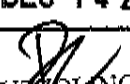
"Henry S. Brown"

Judge

I HEREBY CERTIFY that the above document is a true copy of the original issued out of / filed in the Court on the \_\_\_\_\_

day of DEC 14 2015 A.D. 20 \_\_\_\_\_

Dated this DEC 14 2015 day of \_\_\_\_\_ 20 \_\_\_\_\_

  
\_\_\_\_\_  
PAUL CUZZOLINO  
REGISTRY OFFICER  
AGENT DU GREFFE