

Federal Court



Cour fédérale

**Facsimile Transmittal Form / Formulaire d'acheminement par télécopieur****TO / DESTINATAIRE(S) :****1. Name / Nom : Nikolay Chsherbini****Address / Adresse : 4789 Yonge Street, Suite 419, 4<sup>th</sup> FL Toronto, ON. M2N 0G3****Facsimile / Télécopieur : 416-907-2586****Telephone / Téléphone : 416-907-2587****2. Name / Nom : Stephen Jarvis****Address / Adresse : DOJ TORONTO****Facsimile / Télécopieur : 416-954-8982****File : 10396443****3. Name / Nom : BRO-Montreal****Address / Adresse :****Facsimile / Télécopieur : 514-496-0981****File : H000030644****4. Name / Nom :****Address / Adresse :****Facsimile / Télécopieur :****Telephone / Téléphone :****FROM / EXPÉDITEUR : S. Tremblay****DATE : June 6, 2019****Telephone / Téléphone :****TIME / HEURE : 10:27 AM****Facsimile / Télécopieur :****Total number of pages (including this page) /  
Nombre de pages (incluant cette page) : 5****SUBJECT / OBJET : Order granting leave for IMM-654-19****COMMENTS / REMARQUES : Thank you**

Federal Court



Cour fédérale

**Date: 20190606**

**Docket: IMM-654-19**

**Ottawa, Ontario, June 6, 2019**

**PRESENT: Madam Justice McVeigh**

**BETWEEN:**

**GALINA TAGHIYEVA**

**Applicant**

**and**

**THE MINISTER OF CITIZENSHIP  
AND IMMIGRATION**

**Respondent**

**ORDER**

**UPON APPLICATION** for leave of the Court to commence an application for judicial review of the decision of an Immigration Officer, Immigration, Refugees and Citizenship Canada, Humanitarian Migration Montreal, dated January 15, 2019;

**AND UPON READING** the material filed;

**THIS COURT ORDERS that:**

1. The application for leave is granted and the application for judicial review is deemed to have been commenced.
2. The hearing of the application for judicial review is hereby fixed for Wednesday, September 4, 2019, to commence at 9:30 a.m., at the Federal Court, 180 Queen Street West, in the City of Toronto, in the Province of Ontario, for a duration not exceeding 90 minutes.
3. The hearing shall be conducted in the English language, unless counsel for either party notifies the Registry of the Court otherwise.
4. Within fifteen (15) days of receipt of this Order, the parties shall discuss the possibility of settling the application, each party shall file a statement, or a joint statement, of the outcome, and
  - a. If settlement is reached, the parties shall then take necessary steps to discontinue the application or request a judgment on consent; or
  - b. If no settlement is reached, the parties may advise the Court that settlement is a reasonable possibility, and may request the Court's assistance in facilitating settlement. The Court will consider providing such assistance when settlement discussions are at an advanced stage and there is some reasonable prospect of

achieving a settlement. In such cases, the Court may provide one session of judicially-assisted mediation that will not delay the scheduled hearing. Court mediation is contingent on available judicial resources.

5. Further affidavits, if any, shall be served and filed by the applicant on or before July 2, 2019.
6. Further affidavits, if any, shall be served and filed by the respondent on or before July 12, 2019.
7. Cross-examinations on affidavits, if any, shall be completed on or before July 23, 2019.
8. The applicant's further memorandum of argument, if any, shall replace the applicant's memorandum of argument filed pursuant to Rule 10 and reply memorandum, if any, filed pursuant to Rule 13, and shall be served and filed on or before August 1, 2019.
9. The respondent's further memorandum of argument, if any, shall replace the respondent's memorandum, if any, filed pursuant to Rule 11, and shall be served and filed on or before August 13, 2015.
10. The transcript of cross-examinations on affidavits, if any, shall be filed on or before August 13, 2019.

11. Notwithstanding the above, parties may consent to an alternate timeline for completing the steps in paragraphs 5 and 6 (further affidavits), 7 (cross-examinations), 8 and 9 (further memoranda for applicant and respondent), and 10 (transcript of cross-examinations on affidavits), in which case a joint amended schedule shall be filed with the Registry of the Court. All steps shall be completed no later than the date set under paragraph 10 for submission of the transcript of cross-examinations, if any.

“Glennys L. McVeigh”

Judge