

**Date: 20090427**

**Docket: T-2032-06**

**Citation: 2009 FC 420**

[ENGLISH TRANSLATION]

**BETWEEN:**

**THI THUY NGUYEN**

**Applicant**

**and**

**MINISTER OF PUBLIC SAFETY  
AND EMERGENCY PREPAREDNESS**

**Respondent**

**ASSESSMENT OF COSTS – REASONS**

**ASSESSMENT OFFICER JOHANNE PARENT**

[1] On December 6, 2007, the Court dismissed with costs the application for judicial review to review the legality of a decision by the respondent. Instructions were sent to the parties on December 18, 2008, which confirmed the assessment of the respondent's bill of costs without personal appearance of the parties, as well as the time provided for the parties to file written representations. Representatives for the respondent filed an affidavit in support of their bill of costs within the time allowed. Although the applicant was served the instructions dated December 18, 2008, as well as the respondent's bill of costs and affidavit of costs by registered mail and fax, no

written representations were received, not even an application for an extension of time to do so. The assessment of the bill of costs will therefore be conducted, despite his lack of challenge.

[2] The number of units claimed under items 2 (preparation and filing of the respondent's record), 13 (preparation for hearing), 14 (attendance at Court), 25 (services rendered after judgment) and 16 (assessment of costs) are allowed as requested. The expenses incurred by the respondent are justified by affidavit and are considered necessary and reasonable costs for the conduct of the case. They are therefore allowed in the total amount of \$1,151.28.

[3] The respondent's bill of costs is allowed in the amount of \$3,941.28. An assessment certificate will be issued for this amount.

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“Johanne Parent”  
Assessment Officer

Toronto, Ontario  
April 27, 2009

**FEDERAL COURT**  
**SOLICITORS OF RECORD**

**DOCKET:** T-2032-06

**STYLE OF CAUSE:** THI THUY NGUYEN v. MINISTER OF  
PUBLIC SAFETY AND EMERGENCY  
PREPAREDNESS

**ASSESSMENT OF COSTS ON FILE WITHOUT APPEARANCE OF THE PARTIES**

**PLACE OF ASSESSMENT:** TORONTO, ONTARIO

**ASSESSMENT OF COSTS – REASONS:** ASSESSMENT OFFICER  
JOHANNE PARENT

**DATED:** APRIL 27, 2009

**WRITTEN REPRESENTATIONS:**

No written representations FOR THE APPLICANT

Jacques Mimar FOR THE RESPONDENT

**SOLICITORS OF RECORD:**

Gerardo Nicolo FOR THE APPLICANT  
Laval, Québec

John H. Sims, Q.C. FOR THE RESPONDENT  
Deputy Attorney General of Canada  
Montréal, Quebec