

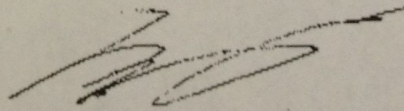
SUPREME COURT OF NOVA SCOTIA
SEPTEMBER 14, 2012
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The legislation applicable to the judicial review is the *Municipal Elections Act*, R.S.N.S. 1989, c.300. A point of law we intend to raise in the judicial review is *MacKinnon v. MacEachern*, 1980 CarswellNS 118, 48 N.S.R. (2d) 509, 92 A.P.R. 509 (Co. Crt.): a returning officer having accepted a nomination in a municipal election cannot subsequently reject the nomination. We also intend to raise points of law that the returning officer cannot represent to a prospective candidate that the candidate qualifies and, subsequently, having accepted the nomination, determine that the candidate does not qualify.

We expect the hearing of the motion for directions to require perhaps one hour.

If this request is granted, then I intend to be ready to file my Notice for Judicial Review (with date for motion for directions included) on Monday, September 17, 2012. I expect to be ready to appear at the motion for directions by that time, or at such soon a time as the court may direct. Thank you for reviewing my request for an emergency motion for directions in a judicial review.

RESPECTFULLY SUBMITTED,



Matthew J.D. Moir
mmoir@weldonmcinnis.ca

MJDM/mm

c. H.R.M. Legal Department, by fax to 490-4232.

c. client.