

FORM 5a
[Rule 15]

CACV _____

IN THE COURT OF APPEAL FOR SASKATCHEWAN

BETWEEN:

Appellant
(insert status in court appealed from)

AND:

Respondent
(insert status in court appealed from)

**NOTICE OF APPLICATION TO
IMPOSE STAY PENDING APPEAL**

TAKE NOTICE THAT:

1. The Appellant intends to apply to the presiding judge in Chambers at the Court House, 2425 Victoria Avenue, Regina, Saskatchewan (or, 520 Spadina Crescent East, Saskatoon, Saskatchewan if appearing in Saskatoon) on Wednesday (or, Monday if appearing in Saskatoon), _____ at 10:00 a.m. for the following relief:
(date)
- (a) An order pursuant to Rule 15 of *The Court of Appeal Rules* imposing a stay of execution (or a stay of proceedings, or both a stay of execution and a stay of proceedings) of (all or part of) the judgment of the Honourable Justice _____ dated _____.
(date)
(If only seeking the imposition of a stay for part of the judgment, identify those portions of the judgment in numbered paragraphs.)
- (b) (As applicable) An order requiring, as a condition of the imposition of the stay, that the following steps be taken:
(Here identify the terms the Appellant agrees to see imposed if the stay pending appeal is to be imposed in whole or in part, as for example:
 - (i) That the Appellant pay into this Honourable Court the sum of \$ _____ on or before _____.
(date)
 - (ii) That this sum to be deposited by the Registrar into an interest bearing account to be held there pending the determination of this appeal.
 - (iii) (Further terms as required.)
- (c) Pursuant to Rule 52 of *The Court of Appeal Rules*, the costs of this application shall be (insert cost order requested).

2. That the following material will be filed in support of this application:

- (a) This notice of application with proof of service.
- (b) The affidavit of _____ .
- (c) The formal judgment (*or order*) from which the Appellant appeals.
- (d) The decision of the Honourable Justice _____ on which the judgment (*or order*) is based.
- (e) A draft order of the relief sought.

DATED at _____ , Saskatchewan, on _____ .
(date)

Signature of the Appellant or
Lawyer for the Appellant

TO: Respondent _____

TO: REGISTRAR
COURT OF APPEAL FOR SASKATCHEWAN
2425 VICTORIA AVENUE
REGINA, SASKATCHEWAN
S4P 4W6
Telephone: 306-787-5382
Fax: 306-787-5815
e-file: <https://ecourt.sasklawcourts.ca>

THIS DOCUMENT IS FILED BY:

Law Firm (*if any*): _____

Lawyer in charge of the file (*if any*): _____

Name of self-represented individual (*if any*): _____

Address for service: _____

(*office address for represented individual, or, residential or business
address for self-represented individual*)

Telephone: _____

Email address: _____

Fax number (*if any*): _____