

CANADA)
PROVINCE OF SASKATCHEWAN)

CACV 2969

IN THE COURT OF APPEAL FOR SASKATCHEWAN

BETWEEN:

ANDREW BERGER

APPELLANT

(Respondent)

- and -

FINANCIAL AND CONSUMER AFFAIRS AUTHORITY OF SASKATCHEWAN

RESPONDENT

(Complainant)

BEFORE

The Honourable Chief Justice R. G. Richards

The Honourable Mr. Justice R. K. Ottenbreit

The Honourable Mr. Justice N. W. Caldwell

JUDGMENT OF THE COURT

THIS APPEAL from the decision of the Hearing Panel of the Financial and Consumer Affairs Authority dated the 1st day of August, 2016 was heard on the day 21st day of November, 2018 at Regina, Saskatchewan.

ON READING the material filed with this Court, including the decision pronounced by the Financial and Consumer Affairs Authority and the reasons therefor, and

ON HEARING the submissions on behalf of the parties,

THE COURT HEREBY ORDERS:

1. That the appeal be allowed and the decision appealed from be set aside.

2. That this matter be referred back to the Financial and Consumer Affairs Authority for a re-hearing.
3. That the Respondent pay the Appellant's costs in the usual way.

DATED this 13th day of December, 2019.



Registrar, Court of Appeal

This document was prepared and delivered by:

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