

IN THE SUPREME COURT OF THE YUKON TERRITORY

PRACTICE DIRECTION # 42

Appearance Day

Appearance Day is a court practice for civil and family matters designed to permit either the trial coordinator, on the direction of a judge, counsel or a party, to bring a case forward to address matters that are brief and concern the status of a case and its progress.

No supporting affidavit is required and there is no fee for filing an appearance notice. Its purpose is not to replace the pre-trial conference, but to provide an opportunity to address problems that prevent cases from moving forward. Trial dates will not be set without a full pre-trial conference as set out in Practice Direction # 11.

Where the attached Appearance Notice is filed by counsel or a party, it shall be served or delivered, as the case may be, at least two clear days before the Appearance Day. It shall set out the matter or issue to be addressed and the relief requested. Appearance days will be scheduled at 4 p.m. on each Chambers day. This practice direction shall be attached to the Appearance Notice. No confirmation that the matter is proceeding is required and the matter may be withdrawn or adjourned by contacting the Clerk of the Supreme Court.

The Appearance Day judge has the jurisdiction to award costs. Failure to appear at an Appearance Day may result in an order being made against the absent party. Out-of-town parties or counsel may appear by telephone if the clerk has been provided with a telephone number. Gowning is not required.

On an Appearance Day, the court may make any order that may be made under Rule 35 of the *Rules of Court*.

Veale J.
June 14, 2007

IN THE SUPREME COURT OF THE YUKON TERRITORY

Between:

Plaintiff/Petitioner

And:

Defendant/Respondent

APPEARANCE NOTICE

To: _____
(Name, address, phone number / fax number of party and counsel)

WHEREAS _____
(brief description of the problem to be brought before the judge)

TAKE NOTICE that you must appear before the judge at appearance day on Tuesday, the _____ day of _____, 200__ at 4:00 o'clock in the afternoon at the Law Courts, 2134, 2nd Avenue, Whitehorse, Yukon, Y1A 5H6.

All counsel or parties are required to be present (out-of-town counsel may appear by telephone arranged in advance with the clerk). The Court may make any order permitted under Rule 35 of the *Rules of Court*. Orders may be made in the absence of counsel or a party. Practice Direction # 42 is attached.

AND TAKE NOTICE that the following relief or order will be sought _____

(describe the relief or order requested)

Dated at the City of Whitehorse, in the Yukon Territory, this _____ day of _____, 200__.

Name of requesting Party
Address
Phone/Fax

Signature of Requesting Party or
Trial Coordinator