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F I L E D	FEDERAL COURT COUR FÉDÉRALE		D É P O S É
	March 16, 2022 16 mars 2022		
	Justin Desousa		
MTL	1		

Court file number:

**FEDERAL COURT**  
(Forms 66 et 301)

**BETWEEN:**

**ABDULRAHMAN AL-SHARAWI**

**Applicant**

**and**

**ATTORNEY GENERAL OF CANADA**

**Respondent**

**NOTICE OF APPLICATION**

**TO THE RESPONDENT:**

A PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the Applicant. The relief claimed by the applicant appears below.

THIS APPLICATION will be heard by the Court at a time and place to be fixed by the Judicial Administrator. Unless the Court orders otherwise, the place of hearing will be as requested by the applicant. The applicant requests that this application be heard at (place where Federal Court of Appeal (or Federal Court) ordinarily sits).

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or a solicitor acting for you must file a notice of appearance in Form 305 prescribed by the Federal Courts Rules and serve it on the applicant's solicitor or, if the applicant is self-represented, on the applicant, WITHIN 10 DAYS after being served with this notice of application.

Copies of the Federal Courts Rules, information concerning the local offices of the Court and other necessary information may be obtained on request to the Administrator of this Court at Ottawa (telephone 613-992-4238) or at any local office.

**IF YOU FAIL TO OPPOSE THIS APPLICATION, JUDGMENT MAY BE GIVEN IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.**

\_\_\_\_\_  
(Date)

Issued By : \_\_\_\_\_

Address of local office: Montreal local office  
30, McGill Street  
Montréal (QC) H2Y 3Z7

RESPONDANT :

**ATTORNEY GENERAL OF CANADA**

Quebec Regional Office  
Department of Justice Canada  
Guy-Favreau Complex  
East Tower, 9th Floor  
200 René-Lévesque Boulevard West  
Montréal, Quebec H2Z 1X4

## APPLICATION FOR JUDICIAL REVIEW

### **This is an application for judicial review in respect of:**

The decision rendered by the Canada Revenue Agency on March 3<sup>rd</sup>, 2022, rejecting the Applicant's second review application to obtain Canada Recovery Benefits (CRB)

### **This decision was communicated to the Applicant :**

On March 3<sup>rd</sup>, 2022 through his CRA account and Applicant was made aware of said decision on the same day.

### **The applicant makes application for:**

Declare invalid the March 3<sup>rd</sup> 2022 CRA decision and confirm the Applicant's eligibility to obtain Canada recovery benefits (CRB) retroactive to his May, 2021 original application.

### **The grounds for the application are:**

1. On May 14<sup>th</sup>, 2021, the Canada Revenue Agency rendered a decision stating that the applicant was inadmissible for the Canada Recovery Benefit (CRB);
2. This decision was justified by the CRA based on the fact that they believed the Applicant did not meet the following criteria :
  - Did not earn employment income or net self employment income of at least 5000\$ in 2019, 2020 or in the 12 months before the application date;
3. On November 30<sup>th</sup>, 2021, the Canada Revenue Agency rendered a second review decision concerning the May 14<sup>th</sup> 2021 decision upon the applicant's request;
4. This decision confirmed the Canada Revenue Agency initial decision where they considered the Applicant was not eligible for said benefits as he did not meet the following criteria:
  - Did not earn employment income or net self employment income of at least 5000\$ in 2019, 2020 or in the 12 months before the application date;
  - Was not working for reasons unrelated to COVID-19;
5. On December 7<sup>th</sup>, 2021, a second review decision was rendered by the same agent at the Canada Revenue Agency stating that the Applicant did not communicate the documentation requested and confirming that he was not eligible to the Canada Recovery Benefits for the same motives stated in the November 30<sup>th</sup>, 2021 decision;
6. On January 7<sup>th</sup> 2022, Applicant made an application for judicial review at the federal court;
7. On February 21<sup>st</sup> 2022, Applicant filed a notice of discontinuance of his application for judicial review;

8. On March 3<sup>rd</sup> 2022, CRA rendered a new revision decision regarding applicants request to obtain CRB benefits and confirming that the CRA considered applicant to be inadmissible for said benefits based on the following criteria:
  - Did not earn employment income or net self employment income of at least 5000\$ (before tax) in 2019, 2020 or in the 12 months before the application date;
9. The Applicant submits that the decision rendered is unreasonable;
10. The Applicant submitted to the CRA, on June 1<sup>st</sup>, 2021, all of the required documentation showing he had an income of over 5000.00\$ in 2020 as well as the fact he was unable to work due to the COVID-19 pandemic;
11. Therefore, the Applicant has demonstrated based on the documentation and information given to the CRA that he met the criteria and was therefore eligible to obtain CRB for the period in question;
12. For these motives, the Applicant respectfully requests that the Court declare the March 3<sup>rd</sup> 2022 decision invalid and confirm the eligibility of the Application to the CRB retroactively to his May 2021 application;
13. Furthermore, Applicant respectfully request a copy of his complete file in the possession of the Canada Revenue Agency;

**This application will be supported by the following material:**

1. Applicant's sworn statement;
2. May 14<sup>th</sup>, 2021 CRA decision;
3. Applicant's June 1<sup>st</sup>, 2021 letter to CRA and documentation;
4. November 30<sup>th</sup>, 2021 CRA review decision;
5. December 7<sup>th</sup>, 2021 CRA second review decision;
6. Applicant's notice of application from January 7<sup>th</sup>, 2022;
7. March 3<sup>rd</sup>, 2022 CRA second review decision;

March 16<sup>th</sup>, 2022



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No.:	FEDERAL COURT
ABDULRAHMAN AL-SHARAWI,  Applicant  and  ATTORNEY GENERAL OF CANADA,  Respondent	NOTICE OF APPLICATION
Copy for : <input type="checkbox"/> Original <input type="checkbox"/> Copy Court <input type="checkbox"/> Copy Respondent Our File : 12-98566-NSB	 <p><b>BL 1100</b></p> <p><b>Me Naomi Sandoval-Beaudoin</b> <b>BUREAU D'AIDE JURIDIQUE CÔTE-DES-NEIGES</b> <b>CENTRE COMMUNAUTAIRE JURIDIQUE DE MONTRÉAL</b></p> <p>3535, chemin Queen-Mary, Suite 415 Montreal (Quebec) H3V 1H8 <b>Telephone: 514 864-2111 extension 6459</b> <b>Fax: 514 864-7688</b> <b>Email: nsandoval@ccjm.qc.ca</b></p>