

Notice of Application

T-1050-23
101

FEDERAL COURT COUR FÉDÉRALE		D É P O S É
F I L E D	MAY 18 2023	
	JULIA TANG	
	TORONTO, ON	1

MARIANA POLONYOVA

Applicant

And

CANADA REVENUE AGENCY

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)

MAY 18 2023

ORIGINAL SIGNED BY
IMRANA AHMED
REGISTRY OFFICER
AGENT DU GREFFE
~~A SIGNÉ L'ORIGINAL~~

Issued by: (Registry Officer)

J-T

Address of Local Office:

180 Queen Street West,

Toronto, ON

M5V 3L6

TO: (Name and address of each respondent)

(Name and address of every other person required to be served)

CANADA REVENUE AGENCY
SUDBURY, ON P3A 5C1

This is an application for judicial review in respect of: the decision of CRA to deny Canada Recovery Benefits and Canada Worker Lockdown Benefit to Mariana Polonyova.

MP

The applicant makes application for: *DECISION WAS MADE ON MAY 10, 2023 AND IT WAS COMMUNICATED TO MARIANA ON MAY 12, 2023.*

Reviewing CRA decision of denying Canada Recovery Benefits for period 1 (September 27 to October 10, 2020), then denying benefits from Period 9: (January 17, 2020 to January 30, 2021) to period 20: (June 20, 2021 to July 3, 2021), and ~~Canada Worker Lockdown Benefit from October 24, 2021 to May 7, 2022 to Mariana Polonyova for the following reason:~~

- You did not have a 50% reduction in your average weekly income compared to the previous year due to Covid-19.

The grounds for the application are:

- Mariana made \$5,728 net income (before taxes) combined employment and self-employed taxes.
- Mariana had to quit her self-employed job "Mobil spa" because of the lockdown during Covid -19. This is directly related to Covid -19
- 50% reduction in her average weekly income compared to the previous year; this is only part of the criteria. The full eligibility criteria states that: she was not employed or self-employed for reason related to Covid or she had a 50% reduction in her average weekly income. It is either or. Only one condition must be fulfilled and not both.
- Mariana was blocked in January 2021 from applying for the rest of the Canada Recovery Benefits from period 9 to period 20. She received Canada recovery benefits after second judicial review on April 18, 2023 for periods 21 to period 28 only. But because Mariana was blocked by CRA, she also didn't receive Canada Worker Lockdown Benefit for periods from October 24, 2021 to May 7, 2022.

This application will be supported by the following material:

- Notice of Assessment for 2020
- T1 2020
- Notice of Assessment for 2021
- T1 2021
- CRA letter – second review dated December 7, 2021
- CRA letter – second review dated December 12, 2022
- CRA letter – second review dated May 10, 2023
- CRB eligibility criteria
- CWLB – eligibility criteria

APPLICATION

(Where the application is an application for judicial review)

This is an application for judicial review in respect of

Identify the tribunal

Set out the date and details of the decision, order or other matter in respect of which judicial review is sought.

The applicant makes application for:

State the precise relief sought.

The grounds for the application are:

State the grounds to be argued, including any statutory provision or rule relied on.

This application will be supported by the following material:

List the supporting affidavits, including documentary exhibits, and the portions of transcripts to be used.

(If the applicant wishes a tribunal to forward material to the Registry, add the following paragraph:)

The applicant requests name of the tribunal to send a certified copy of the following material that is not in the possession of the applicant but is in the possession of the tribunal to the applicant and to the Registry: Specify the particular material.

Date 18 MAY 2013

M. Polonova

(Signature of solicitor or applicant)

(Name, address, telephone and fax number of solicitor or applicant)

NARIANA POLONOVA

109 HEYDON AVE
ALLISTON, ON L9R 1N6

416-301-6651

pmary5658@gmail.com

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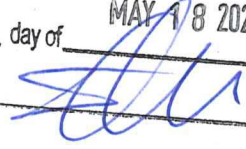
MAY 18 2023
MAY 18 2023

TORONTO

I HEREBY CERTIFY that the above document is a true copy of
the original issued out of / filed in the Court on the _____

day of MAY 18 2023 A.D. 20____

Dated this _____ day of MAY 18 2023 20____


ORIGINAL SIGNED BY
IMRANA AHMED
REGISTRY OFFICER
AGENT DU GREFFE
A SIGNÉ L'ORIGINAL

J-T