

IN THE SUPREME COURT OF BRITISH COLUMBIA

Citation: *Evans v. TH Real Estate*,
2024 BCSC 631

Date: 20240110
Docket: S234142
Registry: Victoria

Between:

M. Evans

Petitioner

And:

**TH Real Estate,
Consolidated Civil Enforcement [CONBC] /
Consolidated Envoy Bailiffs [CEB],
The Corporation of the City of Victoria,
and The Ministry of the Attorney General of BC**

Respondents

Before: The Honourable Justice Morley

Oral Reasons for Judgment Re Procedural Ruling

(In Chambers)

For the Petitioner:

No appearance

Counsel for the Respondent
The Corporation of the City of Victoria
appearing by videoconference:

T. M. Zworski

No other appearances

Place and Dates of Trial/Hearing:

Victoria, B.C.
December 22, 2023
and January 10, 2024

Place and Date of Judgment:

Victoria, B.C.
January 10, 2024

[1] **THE COURT:** I just remark for the record that it is now 9:31. We did send an email to Mr. Evans. He has not responded, and I hold that it is in the interests of justice to proceed now.

[2] So Mr. Zworski, just let me know if you -- go ahead and make whatever submissions you think are appropriate.

[3] CNSL T. ZWORSKI: Thank you, Justice. It is a little bit unusual, given the circumstances, but in his email this morning, Mr. Evans included a statement that he would like me to provide to the court on his -- well, not on --

[4] THE COURT: Sure, sure.

[5] CNSL T. ZWORSKI: In his --

[6] THE COURT: Yes, I think that is appropriate, yes.

[7] CNSL T. ZWORSKI: So perhaps I will start by doing that, and then I can respond to this statement, as well, as part of my submission, if that is acceptable.

[8] THE COURT: That makes sense, yes, Mr. Zworski.

“J. G. Morley, J.”
The Honourable Justice Morley