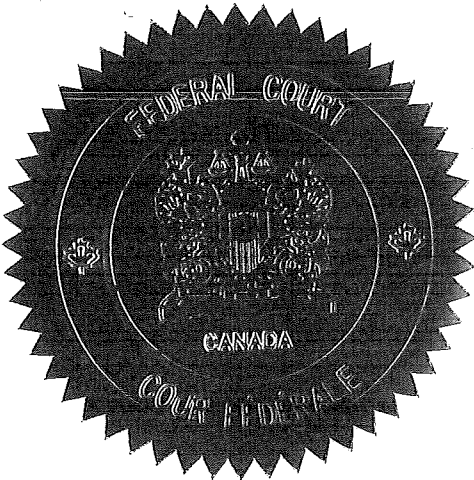


J.R

(Court File No.) T-2727-23



FEDERAL COURT
(Forms 66 and 301)

BETWEEN:

Zina Alhusaini
Applicant

and

Attorney General of Canada
Respondent

(Court seal)

| | |
|--------------------------------|-------------|
| COUR FÉDÉRALE FEDERAL COURT | |
| D É P O S É | DEC 22 2023 |
| MIKERLINE POLYNICE | |
| MONTREAL, QC | FILED |

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 Montreal, Quebec.

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.

December 21, 2023

Issued by: (Registry Officer)[^]

**MIKERLINE POLYNICE
AGENT DU GREFFE
REGISTRY OFFICER**

Address of local office: *

TO:

Canada Revenue Agency
305 René Levesque Boulevard West
Montreal QC H2Z 1X1

Montreal Registry Office
30 rue McGill
Montreal QC

Application

This is an application for judicial review in respect of

Canada Revenue Agency

Canada Recovery Benefits eligibility

Case: C0052638054-001-45

Agents: S. Constantin

The decision was
received on

September 12, 2022, communicated on November 23, 2023. to the applicant

Re: Second Review for Canada Recovery Benefits application

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

The applicant makes application for: Reinstatement of Canada Recovery Benefits eligibility

The grounds for the application are:

1. The eligibility criteria under the Canada Recovery Benefits Act in section 3 (1) paragraph (f) states that during the 2 week period for which the application was submitted, the individual was either not employed or self employed OR had a reduction of at least 50% in average weekly employment or self employment income compared to the previous year due to reasons related to COVID-19. Thus, I had to fulfill one of the two criteria in order to be eligible for the CRB. The CRA states that I simply did not satisfy one of the two, however, I was unemployed AND self-employed as a result of lockdown measures during the periods I applied for from December 2020 until August 2021. This is a criteria that the CRA completely ignored.
2. During the periods I applied in the months of December 2020 until August 2021, not only was I let go from Off the Hook (as of December 2020) as a result of the lockdown, but I was also a self-employed worker at Canada College. I took on the job at the college starting October 2020 in the midst of the pandemic in order to better support myself and my family financially during this period of economic shutdown, considering my hours at Off the Hook were significantly reduced.
3. After the new year of 2021, I reached out to the administrative assistant at the college in order to follow up regarding the availability of courses that I could teach. However, according to the administrative assistant I did not provide my availabilities (a mistake on their part since my availabilities did not change from the previous session prior to the new year and they were aware of that). I attempted to dispute this with the college since I was certain that I provided my availabilities in a survey they sent out a few months prior, however to no avail. The assistant informed me that there were no available classes for me to teach for the winter 2021 session, which was also as a result of fewer classes being available at the time since each session is different (depending on the volume of students enrolled, teacher availability, and the measures of COVID that were enforced at the time). I was unable to work as a self-employed worker for the months of January 2021 until May 2021.
4. I continued to seek work during those months, either through filling in for replacements/substitutions however it was very minimal. I was able to resume my work as a self-employed worker for the summer 2021 session beginning June 2021. I continued to apply for the CRB under the condition that I was a self-

employed worker due to reasons related to COVID-19 (to create more financial stability in my household during the economic shutdown as a result of the pandemic).

This application will be supported by the following material:

Sworn affidavit statement of facts

Furlough notice from Off the Hook

Email communications between myself and administrative assistant at Canada College

3 letters from Canada Revenue Agency: September 12, 2022 & March 13, 2023 & November 23, 2023

The applicant requests the CRA to send a certified copy of the following
December 21, 2023. material that is not in the possession of the applicant but
is in the possession of the CRA to the applicant to the

fi

Registry:

Zina Alhusaini
4274 Place Ostell
Montreal, QC H4P 1N4
438-924-6237
zina.husaini13@gmail.com

- a breakdown of the CRA's decision
based on both criteria/conditions needed
to be eligible for CRB.

J'ai certifié que le document ci-dessus est une copie conforme à
l'original déposé à / émis par la Cour le 22/12/23 jour

de Décembre 2022

Daté ce 22 jour de Décembre 2022

