

**IN THE SUPREME COURT OF THE YUKON TERRITORY**

BETWEEN:

JUDITH MAY BEAUMONT

Applicant

AND:

LAURA I. CABOTT of  
DAVIS & COMPANY

Respondent

Judith May Beaumont

For the Applicant

Laura I. Cabott

For the Respondent

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**MEMORANDUM OF JUDGMENT  
DELIVERED FROM THE BENCH**

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[1] KENNY J. (Oral): I am going to direct that that change to the taxation occurs so that, Ms. Cabott, you will pay to Ms. Beaumont the sum of \$146 for the change in your hourly rate related to the last bill, and the \$80.25 related to the cancellation of the airline ticket. Both of those, as I understand it were conceded at the original taxation.

[2] With respect to the conduct money for the examination, in my view, I have no jurisdiction to deal with that in this forum. It would have to be dealt with between the

clients through their respective lawyers.

[3] As to the last account rendered, the timing is extremely unfortunate, given the position that it put you in, Ms Beaumont, but I do not see anything in the material that I read, that would indicate anything other than you were proceeding comfortably with Ms. Cabott. She was proceeding comfortably with you. After you had your differences, and probably still continue to have differences in your conversations, there came a point when she, rather than you, elected to get off the record because she did not feel that she could regain your confidence or your trust. The differences were too difficult and seem to revolve around the comment about "Whose side are you on?" As you indicated, that was said early on, and the timing of that, differs between the two of you.

[4] So other than those two matters, the timing is unfortunate, but I do not see anything that was done that would make the Court change the amount on the statement of account that was rendered between December and January for the work done for the discovery.

[5] So the appeal is dismissed subject to those two changes that I have just indicated. Anything else?

(Submissions re costs)

[6] THE COURT: I am prepared to give you costs for today.  
Do you want to set a number?

[7] MS. CABOTT: \$300.

[8] THE COURT:

Okay. Costs of \$300. Thank you.

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KENNY J.