

**COURT OF APPEAL FOR THE YUKON TERRITORY**

ORAL REASONS FOR JUDGMENT:

CORAM: The Honourable Justice Donald  
The Honourable Mr. Justice Hudson  
The Honourable Mr. Justice Low

BETWEEN:

HER MAJESTY THE QUEEN

Appellant

AND:

KIRK ALVIN STEWART

Respondent

MICHAEL COZENS

Appearing for the Appellant

KEVIN DROLET

Appearing for the Respondent

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**REASONS FOR JUDGMENT**

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[1] DONALD J.A. (Oral): This is a Rule 13(3) reference. The appellant has now obtained counsel. By agreement of counsel, it is proposed that the appeal be adjourned to a date to be fixed in Vancouver, and that the appellant will file his *factum* six weeks prior to the hearing date; the Crown, two weeks prior to the hearing date. I would give effect to this agreement and make an order accordingly.

[2] HUDSON J.A.: I agree

[3] LOW J.A.: I agree

[4] DONALD J.A.: So ordered.

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DONALD J.A.