

NOVA SCOTIA COURT OF APPEAL
Citation: *Adi v. Alabadleh*, 2018 NSCA 40

Date: 20180515
Docket: CA 470871
Registry: Halifax

Between:

Husam Adi

Appellant

v.

Suha Alabadleh

Respondent

Judges: Beveridge, Farrar and Bourgeois, JJ.A.

Appeal Heard: May 15, 2018, in Halifax, Nova Scotia

Written Release May 16, 2018

Held: Appeal stayed per oral reasons for judgment of the Court.

Counsel: Patrick J. Eagan, for the appellant
Brian K. Awad and Melanie Gillis, for the respondent

Reasons for judgment: (By the Court)

[1] Since the filing of the appeal in this matter it has become known that a divorce judgment was issued to the parties in Jordan where the parties were married. This fact was not before Justice Gass at the time she rendered her decision in this matter, which decision is the subject of this appeal. As a result of the Jordanian divorce there is an issue about whether the court below had jurisdiction to consider the relief which was being sought.

[2] The appropriate disposition of this appeal is to stay it and leave the parties to determine the procedure to address the remaining issues between them.

[3] As a result the appeal is stayed without prejudice to the parties to apply to reinstate these appeal proceedings following the resolution, if any, of the outstanding issues arising from the Jordanian divorce. There shall be no order as to costs.

Beveridge, J.A.

Farrar, J.A.

Bourgeois, J.A.