



# Federal Court of Appeal

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BETWEEN:

CANO TECH INC.

Appellant

and

CANADIAN PRIVATE COPYING COLLECTIVE (CPCC)

Respondent

Heard at Toronto, Ontario, on January 10, 2007.

Judgment delivered from the Bench at Toronto, Ontario, on January 10, 2007.

REASONS FOR JUDGMENT OF THE COURT BY:  
SHARLOW J.A.

**Date: 20070110**

**Docket: A-56-06**

**Citation: 2007 FCA 14**

**CORAM: NADON J.A.**

**SEXTON J.A.**

**SHARLOW J.A.**

**BETWEEN:**

**CANO TECH INC.**

**Appellant**

**and**

**CANADIAN PRIVATE COPYING COLLECTIVE (CPCC)**

**Respondent**

**REASONS FOR JUDGMENT OF THE COURT**

**(Delivered from the Bench at Toronto, Ontario, on January 10, 2007)**

**SHARLOW J.A.**

[1] Having heard the submissions of counsel for the appellant, we are not persuaded that the judge erred in law or fact in making the order under appeal. We agree with her

conclusions, substantially for the reasons she gave.

[2] This appeal will be dismissed with costs.

“K. Sharlow”

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J.A.

**FEDERAL COURT OF APPEAL**

**Names of Counsel and Solicitors of Record**

**DOCKET:** A-56-06

**STYLE OF CAUSE:** CANO TECH INC.  
Appellant

and

CANADIAN PRIVATE COPYING  
COLLECTIVE (CPCC)

Respondent

**PLACE OF HEARING:** TORONTO, ONTARIO

**DATE OF HEARING:** JANUARY 10, 2007

**REASONS FOR JUDGMENT  
OF THE COURT BY:** (SHARLOW, NADON & SEXTON)

JJ.A.)

**DELIVERED FROM THE  
BENCH BY:**

SHARLOW J.A

**APPEARANCES BY:**

IGOR ELLYN

ORIE NIEDZVIECKI

FOR THE APPELLANT

DAVID COLLIER  
RESPONDENT

FOR THE

**SOLICITORS OF RECORD:**

ELLYN-BARRISTERS

TORONTO, ONTARIO  
APPELLANT

FOR THE

OGILVY RENAULT

MONTREAL, QUEBEC  
RESPONDENT

FOR THE

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Modified : 2007-01-19

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