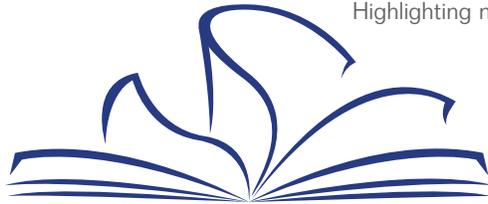


The Canadian Abridgment BULLETIN

December 2009 — Issue 49

Highlighting new developments and providing research tips for users of The Canadian Abridgment



FROM THE PUBLISHER

In this issue of the Bulletin, we tell you about the 2010 publishing program for The Canadian Abridgment products. As usual at this time of year, we provide you with planned reissues, the anticipated publishing schedule and an estimate of the prices of our Abridgment products in the upcoming year. We will advise you of any changes in our plans as far as possible in advance during 2010. This issue also describes a recent enhancement to the online version of our case citator – the addition of Leaves to Appeal information to KeyCite Canada.

I welcome any comments or suggestions that you have concerning The Canadian Abridgment.

Rachel Francis, B.A. (Hon.), LL.B.
Director, Legal Strategic Market Group

2010 Canadian Abridgment Publishing Program and Estimated Upkeep Costs

Our publishing plans for The Canadian Abridgment components in 2010 are set out over the next few pages. This article includes a description of the publications, the publication pattern, a chart of the anticipated dates of publication, and costs.

Highlights:

As we have completed substantial consolidations of several major components in the past two years – Canadian Case Citations, the Consolidated Table of Cases and major jurisdictions of Canadian Statute Citations – in 2010, aside from the usual supplementation, we will concentrate our development efforts on the Case Law Digest reissue program for which we plan to publish about 22 volumes in September and December.

While we endeavour to provide you with the most accurate prices and publishing dates, it is impossible at this time to state with absolute certainty the number of volumes, month of publication, and price. All prices are estimates and may change. We can, however, provide you with an outline of the 2010 program as it is currently planned, and we will keep you informed of any variation as the year unfolds.

Overall, upkeep costs should not be any more expensive than last year.

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Carswell.Abridgment@thomsonreuters.com

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The Canadian Abridgment – Case Law Digests

Contents

Case Law Digests is a comprehensive collection of case law digests of issues decided by Canadian courts and administrative tribunals. Québec coverage is limited to cases of national importance. *Case Law Digests* contains digests of virtually every reported decision of Canadian courts or administrative tribunals. Unreported court decisions from 1977 and tribunal decisions from 1997 forward are also digested.

Components

- **Main Work:** We plan to reissue four titles (see *Highlights* above), consisting of approximately 22 volumes, in September and December of the coming year.
- **Annual Supplement:** Each hardcover volume is supplemented by a single softcover volume which updates it to the end of the previous year. These supplement volumes are replaced on a cumulative basis once a year. Supplement volumes for the Third Edition hardcover volumes will be published in the spring of 2010.
- **Key & Research Guide:** A complete update of the cross-references in the Key to reflect the Third Edition is planned for September.

Electronic Formats:

In addition to print, The Case Law Digests are available as part of Westlaw Canada’s LawSource and other Source products. They are also available on the CD ROM service: **Canadian Case Digests**.

Finding Tools

- The *Key and Research Guide* contains The Canadian Abridgment classification scheme. It is published in looseleaf form for easy updating. The *Key* is updated whenever an existing subject title is revised or a new subject title is published. A replacement for the *Key* will be sent out in conjunction with the publication of the new reissue volumes.
- The *General Index* is a topical index to the case digests. It is published in looseleaf form for easy updating. The *General Index* is updated whenever an existing subject title is revised or a new subject title is published, and replaced each spring with the release of the *Case Digests* Annual Supplement. A softcover bound edition is also available.
- The *Case Law Update* contains cites to digests that have been published in issues of *Canadian Current Law – Case Digests* (CCL) after the publication of the *Case Digests* Annual Supplement. Entries are arranged according to the Abridgment classification scheme, and include the citation of the case and the CCL digest number. The *Case Law Update* is published in looseleaf format and is now included in its own binder. It is replaced quarterly on a cumulative basis.

2010 Publication Schedule and Estimated Upkeep Cost					
MONTH	SUPPLEMENT	REISSUES	KEY	INDEX	CASE LAW UPDATE
January					\$195 (Jan 09-Dec 09)
April	\$3,370			\$262 (Block Replacement)	\$40 (Jan 10-Mar 10)
May					
July					\$70 (Jan 10-Jun 10)
September		\$1,160	\$72	\$101	
October					\$84 (Jan 10-Sept 10)
December		\$5,220	\$150	\$122	
ESTIMATED TOTAL UPKEEP: \$10,846					

The Abridgment: Consolidated Table of Cases

Contents

The *Consolidated Table of Cases* contains case citations and digest locators for every case digested in the *Case Digests*. Digest locators for the Second Edition consist of the Second Edition volume number, followed by the digest number (e.g., “**R20D Reis.2387**”). Digest locators for the Third Edition include a three-letter abbreviation, indicating the subject title of the digest (e.g., “**ABL 1.1234**” for digest 1234 in volume 1 of the Third Edition under the subject title “Aboriginal Law”).

Components

- **Main Work:** Fifteen hardcover volumes arranged alphabetically.
- **Annual Supplement:** Each volume is updated annually by a single softcover supplement.
- **Quarterly Supplements:** Softcover cumulative updates are published quarterly.

Electronic Formats:

The CTC is available on CD ROM as part of *Canadian Case Digests*.

2010 Publication Schedule and Estimated Upkeep Cost		
MONTH	ANNUAL SUPPLEMENT	QUARTERLY
February		\$402 (Apr 09-Dec 09)
July	\$600	
August		\$86 (Apr 10-Jun 10)
October		\$230 (Apr 10-Sept 10)
ESTIMATED TOTAL UPKEEP: \$1,318		

Words & Phrases Judicially Defined in Canadian Courts and Tribunals

Contents

Words & Phrases contains judicial interpretations of words and phrases arranged alphabetically. Every entry contains a verbatim extract from the judgment in which the word or phrase was considered, as well as the jurisdiction, area of law, adjudicator, and court level. *Words & Phrases* includes judicial definitions of both statutory and common law terms.

Components

- **Main Work:** Eight hardcover volumes containing words and phrases judicially defined to the end of 1992.
- **Annual Supplements:** Eight softcover volumes, one for each hardcover main work volume. The supplement is cumulative and replaced annually.

Electronic Formats:

Words & Phrases is available online as part of Westlaw Canada’s LawSource service.

2010 Publication Schedule and Estimated Upkeep Cost	
MONTH	ANNUAL
September	\$648

Canadian Case Citations

Contents

Canadian Case Citations contains the citations, history, and judicial treatment of cases by Canadian courts and tribunals. Entries are arranged alphabetically by style of cause.

Components

- **Main Work:** Last year, we completed the Reconsolidation of this component. The main work now consists of 32 hardcover volumes containing citations for cases from 1867 to December 2006.
- **Annual Supplement:** Each hardcover volume is supplemented by a softcover volume, containing citations for cases from January to July of the year of publication. The supplement is cumulative and replaced annually.
- **Quarterly Supplements:** A softcover cumulative supplement is issued three times per year. The annual supplement replaces the preceding quarterly supplements.

Electronic Formats:

Canadian Case Citations is available online on all Westlaw Canada Source services as part of KeyCite Canada.

2010 Publication Schedule and Estimated Upkeep Cost		
MONTH	ANNUAL	QUARTERLY
February		\$562 (July 09-Dec 10)
April		\$736 (July 09-Mar 10)
September	\$980	
October		\$433 (July 09-Sept 10)
ESTIMATED TOTAL UPKEEP: \$2,711		

Canadian Statute Citations, Regulations Judicially Considered and Rules Judicially Considered

Contents

Canadian Statute Citations is a guide to the treatment of federal and provincial statutes, treaties and conventions, and foreign statutes in Canadian cases. *Regulations Judicially Considered* and *Rules Judicially Considered* serve the same function with respect to federal, provincial, and foreign regulations and rules of practice and procedure, respectively.

Components

- **Main Work:** No reconsolidations are planned for 2010. Some volumes include more than one jurisdiction. *Regulations Judicially Considered* includes three hardcover volumes. *Rules Judicially Considered* includes four hardcover volumes.
- **Annual Supplement:** *Canadian Statute Citation*, *Regulations Judicially Considered* and *Rules Judicially Considered* are supplemented by softcover cumulative volumes that cover cases up to September of the year of publication. These volumes are replaced each year.
- **Quarterly Supplements:** Softcover cumulative supplements are issued three times per year. The annual supplements for *Canadian Statute Citations*, *Regulations Judicially Considered* and *Rules Judicially Considered* replace the preceding quarterly supplements.

Electronic Formats:

Canadian Statute Citations, *Rules Judicially Considered* and *Regulations Judicially Considered* are available online on all Westlaw Canada's Source services as part of KeyCiteCanada. *Canadian Statute Citations* is also available on the CD ROM service, Canadian Statute Citations on CD ROM.

2010 Publication Schedule and Estimated Upkeep Cost		
MONTH	ANNUAL	QUARTERLY
February		\$216 (Oct 09-Dec 09)
May		\$273 (Oct 09-Mar 10)
August		\$352 (Oct 09-Jun 10)
November	\$173 Rules	
December	\$456 Can/Int'l \$75 Alta/NWT/Nun \$90 BC/Yukon \$86 Man \$100 NB/Nfld & Lab \$101 NS/PEI \$180 Ont \$66 Que \$74 Sask \$171 Regulations	
ESTIMATED TOTAL UPKEEP: \$2,413		

Index to Canadian Legal Literature

Contents

The *Index to Canadian Legal Literature* is the only comprehensive bibliography of Canadian legal literature. It indexes books, articles, government publications, electronic sources, continuing legal education materials, case comments, and annotations. It also serves as a periodical index.

Components

- **Main Work:** Twelve hardcover volumes containing entries from 1985 to 2000. Entries are indexed by subject, author, case, and statute. There is a separate index for book reviews.
- **Annual Supplement:** The *Index to Canadian Legal Literature* is updated by softcover cumulative annual supplements.

Electronic Formats

Words & Phrases is available online as part of Westlaw Canada's LawSource service.

2010 Publication Schedule and Estimated Upkeep Cost	
MONTH	ANNUAL
December	\$563

Monthly Updating Services

Carswell offers five current awareness services as updates to *The Canadian Abridgment* components. These services are billed on annual subscription and are published either monthly or eight times per year.

Individual Subscriptions	Issues Annually	List Price
Canadian Current Law – Case Digests*	12	\$1168
CCL – Canadian Legal Literature†	8	\$698
CCL – Legislation‡	8	\$392
Canadian Case Citations (Monthly Issues)	12	\$817
Canadian Statute Citations (Monthly Issues)	12	\$585

* Provides monthly updates for the *Canadian Abridgment Case Digests*, the *Consolidated Table of Cases and Words & Phrases*.

† Provides updates for the *Index to Canadian Legal Literature*.

‡ Tracks the progress of bills and the legislative history of Canadian statutes and regulations.

Discount Structure

Our pricing and billing structure provides subscribers to our monthly updating services with maximum flexibility in meeting their needs.

The pricing structure is based on the following:

- Each of the five components that make up our updating services is treated as a separate component and priced individually.
- Cumulative discounting is based on purchases of multiple segments in ANY combination using the following formula.

Total Units Purchased	Discount Off List Price
ALL 5 components	50%
ANY 4 components	40%
ANY 3 components	30%
ANY 2 components	20%
Example: ALL 5 components Total of individual list prices – (minus) 50% \$1830	

Leaves to Appeal Added to KeyCite Canada

Beginning in September, 2009 we began providing enhanced information concerning applications for leave to appeal, and notices of appeal, to the Supreme Court of Canada.

KeyCite Canada — A New History Designation

Retroactive to January, 2009, we are providing the following information:

- whether leave to appeal to the SCC has been applied for;
- whether a notice of appeal has been filed; and
- the status of the application or appeal up to the time the appeal is finally adjudicated.

When an application for leave or notice of appeal has been filed, this event is now recorded in KeyCite History for the case under the designation: *Application for Leave/Notice of Appeal filed in*. This designation alerts anyone KeyCiting any level of the case that an appeal to the SCC is pending.

Any decision where there is an appeal pending to the S.C.C. will have a yellow flag attached to it— to warn users that the final outcome of the case is in question. This yellow flag will be removed if and when Leave to appeal is refused by the S.C.C. or when the S.C.C. issues a decision affirming the lower Court decision.

The screenshot shows the Westlaw Canada interface for the case *R. v. Rhyason*. The top navigation bar includes 'FIND & PRINT', 'KEYCITECANADA', 'DIRECTORY', 'SITE MAP', 'CONTACT US', 'HELP', and 'SIGN OFF'. Below the navigation bar, there are tabs for 'InsolvencySource', 'LawSource', 'CriminalSource', and 'Litigator'. The main content area is titled 'KeyCite Canada' and displays a search result for 'R. v. Rhyason, 2006 CarswellAlta 1583, Alberta Court of Appeal, 2006'. The result is marked with a yellow flag icon. The 'History' section shows a 'Direct History' entry for the case, followed by a 'KeyCited Citation' section listing various court decisions and their dates. A yellow flag icon is visible next to the first entry in the result list.

Figure 1) KeyCite History Display showing Application/Notice of Appeal Filed

Leave Documents

A new type of document has been created for each case for which an application for leave to appeal, or notice of appeal, to the Supreme Court of Canada has been filed, as reported in the weekly Supreme Court of Canada Bulletin. The document is cumulatively updated as new information concerning the application – e.g applications for intervenor status, motions filed, etc. – is filed.

Updates are continuously added until either the appeal has been discontinued or finally dealt with by the Supreme Court of Canada. Leave documents are included in our Canadian case law database, so that anyone who looks for a case by name will retrieve the leave document in their search along with other levels of the case.

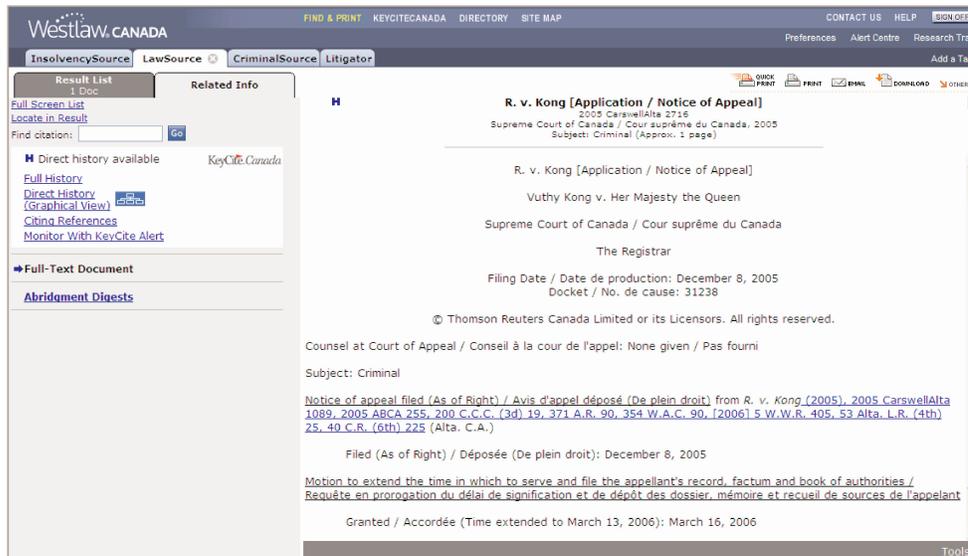


Figure 2) Leave Document

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We trust that this added information will make it easier to follow the progress of important Canadian decisions through the appeal process and make it easier to ascertain whether a case has been finally adjudicated.

The Canadian Abridgment Helpline

Since 1992 Carswell has provided a toll-free Helpline to connect you with our Abridgment experts. Our bilingual Helpline representatives can assist you in:

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