

CANADA

... (*SUPERIOR COURT or COURT OF QUEBEC*)

PROVINCE OF QUEBEC
DISTRICT OF ...

No.: (*file number in first instance*)

... (*Your name*), domiciled and residing at ... (*address*), District of ... (*name of district*)

APPELLANT - ... (*your position at first instance*)

v.

... (*name of the adverse party*),
domiciled and residing at ... (*address*),
District of ... (*name of district*)

RESPONDENT - ... (*position of adverse party at first instance*)

INSCRIPTION IN APPEAL
(ARTICLE 496 C.C.P.)

1. The Applicant appeals from a judgment of the (*name of court*), rendered on ... (*date of judgment*), by the Honourable ... (*name of judge*), District of ... (*name of district*), rendered that ... (disposition of judgment);
2. The Applicant became aware of this judgment on ... (*date*);
3. The duration of the inquiry and hearing at first instance was ... (*duration*);
4. The trial judge erred in his/her judgment for the following reasons: (*provide a detailed statement of the grounds you intend to raise*);
 1. Palpable errors in the assessment of the documentary evidence and the testimony:

The trial judge committed a palpable error by deciding that ...

The appellant intends to demonstrate ...

This mistake of fact is overriding because ...

II. Errors of law:

The trial judge erred in law by deciding that...

The appellant intends to demonstrate ...

This error of law is overriding because ...

5. The Applicant will ask the Court of Appeal to:

- a) **ALLOW** the appeal;
- b) **SET ASIDE** the trial judgement;
- c) ... (specific conclusions sought);
- d) **CONDEMN** the respondent to pay costs both in first instance and on appeal.

Notice of this inscription in appeal is given to Mtre ... (*name of counsel for the respondent*),
counsel for the Respondent (*or name of the respondent if he or she is not represented*).

..... (*city and date where the motion will be signed*)

(*Your signature*)

(Your name)

Applicant

A duplicate and two copies of this inscription in appeal must be filed at the Office of the court of first instance, along with proof of service on the adverse party or on its attorney(s) (article 495 of the Code of Civil Procedure).

THIS MODEL DOES NOT EXEMPT THOSE WHO USE IT FROM READING THE RELEVANT PROVISIONS OF THE CODE OF CIVIL PROCEDURE, THE RULES OF THE COURT OF APPEAL OF QUEBEC IN CIVIL MATTERS, AS WELL AS THE DOCUMENTS ENTITLED "CHECKLIST IN CIVIL MATTERS" AND "FREQUENTLY ASKED QUESTIONS (IN CIVIL MATTERS)."