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COURT OF APPEAL FOR ONTARIO

**RE: ROSS LLOYD EVANS (Appellant) v. MARY ELIZABETH
 EVANS KNOWLTON (Respondent)**

BEFORE: McMURTRY C.J.O., GILLESE AND BLAIR JJ.A.

**COUNSEL: Douglas Kearns
 for the appellant**

**Phaedra Klodner
for the respondent**

**HEARD &
ENDORSED: June 18, 2004**

On appeal from the judgment of Justice C. N. Herold dated June 2, 2003.

APPEAL BOOK ENDORSEMENT

[1] We are of the view that there is no merit in this appeal. The appeal is therefore dismissed with costs payable to the respondent in the amount of \$4,000.00 all inclusive.