

**NOVA SCOTIA COURT OF APPEAL**

**Citation:** *Irving Equipment Limited v.*

*Nova Scotia (Workers' Compensation Appeals Tribunal)*, 2025 NSCA 66

**Date:** 20250912

**Docket:** CA 537431

**Registry:** Halifax

**Between:**

Irving Equipment Limited

Appellant

- and -

Nova Scotia Workers' Compensation Appeals Tribunal,  
Workers' Compensation Board of Nova Scotia,  
Attorney General for the Province of Nova Scotia,  
and Andrew Alphonsis Starks

Respondents

**Judges:**

Bourgeois, Fichaud and Derrick, JJ.A.

**Appeal Heard:**

September 11, 2025, in Halifax, Nova Scotia

**Held:**

Leave to appeal denied and appeal dismissed  
per Order for Judgment of the Court

**Counsel:**

Amy Bradbury, for the appellant

Alison Hickey, for the respondent, Workers' Compensation  
Appeals Tribunal (watching brief)

Paula Arab, K.C., for the respondent, Workers' Compensation  
Board of Nova Scotia

Edward A. Gores, K.C., for the respondent, Attorney General  
for the Province of Nova Scotia (not participating)

Kenneth LeBlanc, for the respondent, Andrew Alphonsis  
Starks

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**ORDER FOR JUDGMENT**

**BEFORE: The Honourable Justice Cindy A. Bourgeois**

**The Honourable Justice Joel E. Fichaud**

**The Honourable Justice Anne S. Derrick**

**UPON APPLICATION** by the appellant for leave to appeal the decision of the Nova Scotia Workers' Compensation Appeals Tribunal dated August 29, 2024 (WCAT # 2023-84-AD);

**AND UPON HEARING** Amy Bradbury, for the appellant; Kenneth LeBlanc, for the respondent, Andrew Alphonsis Starks; Paula Arab, K.C., for the respondent, Workers' Compensation Board of Nova Scotia; Alison Hickey, for the respondent, Workers' Compensation Appeals Tribunal (watching); and Edward A. Gores, K.C., for the respondent, Attorney General for the Province of Nova Scotia (not appearing);

**AND UPON READING** the material filed herein;

**IT IS HEREBY ORDERED THAT** the application for leave to appeal the decision of the Nova Scotia Workers' Compensation Appeals Tribunal filed October 11, 2024 is denied.

**ISSUED** at Halifax, Nova Scotia, this 12<sup>th</sup> day of September, 2025.

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Deputy Registrar