



Canadian International  
Trade Tribunal

Tribunal canadien du  
commerce extérieur

CANADIAN  
INTERNATIONAL  
TRADE TRIBUNAL

# Appeals

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## ORDER

Appeal No. AP-2005-008

Marcel Torieri

v.

President of the Canada Border  
Services Agency

*Order issued  
Wednesday, November 16, 2005*

IN THE MATTER OF an appeal filed under section 67 of the *Customs Act*, R.S.C. 1985 (2d Supp.), c. 1;

AND IN THE MATTER OF a letter dated October 7, 2005, from the Canadian International Trade Tribunal directing Mr. Marcel Torieri to show cause why the above-noted appeal should not be dismissed pursuant to paragraph 29(c) of the *Canadian International Trade Tribunal Rules*.

**BETWEEN**

**MARCEL TORIERI**

**Appellant**

**AND**

**THE PRESIDENT OF THE CANADA BORDER SERVICES  
AGENCY**

**Respondent**

**ORDER**

WHEREAS the above-noted appeal was filed by Mr. Marcel Torieri on June 8, 2005, under section 67 of the *Customs Act*;

AND WHEREAS Mr. Torieri is self-represented on the appeal;

AND WHEREAS, by letter dated June 14, 2005, the Canadian International Trade Tribunal (the Tribunal) accepted the appeal and notified the Canada Border Services Agency;

AND WHEREAS, by letter dated August 16, 2005, the Tribunal indicated that Mr. Torieri was to file his brief, pursuant to rule 34 of the *Canadian International Trade Tribunal Rules* (the *Rules*), and the Tribunal had not yet received the required brief;

AND WHEREAS, by letter dated September 14, 2005, the Tribunal wrote to Mr. Torieri again, as his brief had not been filed, and attached a completed notice of discontinuance to be signed by Mr. Torieri;

AND WHEREAS, by letter dated October 7, 2005, the Tribunal directed Mr. Torieri to show cause by October 24, 2005, why the appeal should not be dismissed and warned him that failure to show cause might result in the appeal being dismissed without any further action;

AND WHEREAS the Tribunal's letter of October 7, 2005, sent by courier, was not accepted by Mr. Torieri;

THEREFORE, the Tribunal hereby orders that the above-noted appeal be dismissed pursuant to paragraph 29(c) of the *Rules*.

Pierre Gosselin  
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Pierre Gosselin  
Presiding Member

Hélène Nadeau  
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Hélène Nadeau  
Secretary