

IN THE COURT OF APPEAL OF MANITOBA

Coram: Madam Justice Diana M. Cameron
Mr. Justice William J. Burnett
Madam Justice Lori T. Spivak

BETWEEN:

<i>PATRICIA ANN BAZAN, by the Committee of Her Property and Personal Care, THE PUBLIC GUARDIAN AND TRUSTEE OF MANITOBA</i>	)	<i>L. Bazan</i>
	)	<i>on behalf of the Appellants</i>
)	
	)	<i>J. Taylor</i>
	)	<i>for the Respondent</i>
	)	<i>The Public Guardian and</i>
<i>- and -</i>	)	<i>Trustee of Manitoba</i>
)	
<i>WILLIAM PATRICK BAZAN and ANDREW BRIAN JAMES BAZAN</i>	)	<i>N. M. Czyzowicz</i>
	)	<i>on her own behalf</i>
)	
	)	<i>No appearance</i>
	)	<i>for the Respondents</i>
<i>- and -</i>	)	<i>M. M. Bazan and</i>
	)	<i>H. Sankar</i>
)	
<i>NANCY MARIE CZYZOWICZ, MONICA MARIE BAZAN and HAROLD SANKAR</i>	)	<i>Decision pronounced:</i>
	)	<i>May 2, 2022</i>
)	
	)	<i>(Respondents)</i>

On appeal from 2021 MBQB 117

BURNETT JA (for the Court):

[1] The respondents, William Patrick Bazan and Andrew Brian James Bazan (the respondents), appeal an order of the application judge made May 26, 2021.

[2] The respondents raise numerous grounds of appeal. Among other things, they argue that the application judge erred in dismissing certain preliminary motions; that he failed to ensure that the notice requirements in section 67 of *The Mental Health Act*, CCSM c M110 were followed; that he should have stayed certain proceedings but he should not have stayed others; that he erred by waiving Patricia Ann Bazan's right to solicitor-client and doctor-patient privileges; that he misapprehended the evidence, in particular the evidence of Dr. Glazner; and that he showed a reasonable apprehension of bias against them.

[3] Having carefully considered the oral and written submissions, we are not persuaded that the application judge erred. In our view, there is no merit to this appeal.

[4] The appeal is therefore dismissed, with costs in the sum of \$1,000, payable by the respondents to the Public Guardian and Trustee of Manitoba within 60 days.

Burnett JA

Cameron JA

Spivak JA
