



COURT OF APPEAL FOR ONTARIO

THE HONOURABLE JUSTICE SIMMONS) TUESDAY the 12th
)
THE HONOURABLE JUSTICE LAUWERS) DAY OF
)
THE HONOURABLE JUSTICE PARDU) DECEMBER, A.D. 2017



IN THE MATTER OF MICHELLE REDEL having been found guilty and having received a suspended sentence at the City of Toronto, on the 16th day of September, 2014, and the 4th day of December, 2014, respectively by The Honourable Justice Zuker, for the offence(s) of: Assault (x2); Assault with Intent to Prevent the Lawful Arrest of Herself;

IN THE MATTER OF THE APPEAL by the above named, wherein on the 29th day of June, 2016, The Honourable Justice O’Marra, allowed the appeals as to conviction for counts one and two and ordered a new trial before a different judge of the Ontario Court of Justice but dismissed the appeals as to conviction and sentence with respect to count three.

THIS APPLICATION FOR LEAVE TO APPEAL AND THE APPEAL by the above named against the order of The Honourable Justice O’Marra was heard on this day at Osgoode Hall, Toronto.

ON READING the material filed, and on hearing the submissions of counsel for the appellant and counsel for the Crown,

THIS COURT ORDERS that the appeal is allowed, the suspended sentence is set aside, and a conditional discharge is substituted on the same terms as the suspended sentence.

C62619

Signed and entered in the records of this Court this 12th day of December, 2017.

ENTERED AT / INSCRIT A TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO:

DEC 12 2017

R. Pincus

**Registrar
COURT OF APPEAL FOR ONTARIO**

PER / PAR: *KB*