

File Number: 33959

**IN THE SUPREME COURT OF CANADA  
(On Appeal From the Court of Appeal of Ontario)**

BETWEEN:

**WAYNE PENNER**

Appellant (Plaintiff)

and

**REGIONAL MUNICIPALITY OF NIAGARA REGIONAL POLICE SERVICES  
BOARD, GARY E. NICHOLLS, NATHAN PARKER, PAUL KOSCINSKI and  
ROY FEDERKOW**

Respondents (Defendants)

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**NOTICE OF APPEAL**  
*(Pursuant to s.58(1) of the Supreme Court Act)*

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TAKE NOTICE that, pursuant to leave granted by the Court on March 24, 2011, the Appellant/Plaintiff, Wayne Penner, hereby appeals to the Supreme Court of Canada from the judgment of the Court of Appeal for Ontario made on September 27, 2010;

