

IN THE SUPREME COURT OF NEW ZEALAND

SC 66/2010
[2010] NZSC 143

BETWEEN ROBERT ERWOOD
Appellant

AND JANET MAXTED AND JANET
MAXTED AND ALEXANDER JAMES
JEREMY GLASGOW AS TRUSTEES OF
THE ESTATE OF EDWARD ERWOOD
Respondents

BETWEEN ROBERT ERWOOD
Appellant

AND JANET MAXTED AND JANET
MAXTED AND ALEXANDER JAMES
JEREMY GLASGOW AS TRUSTEES OF
THE ESTATE OF EDWARD ERWOOD
First Respondents

AND THE OFFICIAL ASSIGNEE
Second Respondent

Court: Elias CJ, Blanchard and McGrath JJ

Counsel: Appellant in Person
G D Downing for Estate of Edward Erwood (electing not to make
submissions)
P D McKenzie QC as amicus curiae
P R W Chisnall for Official Assignee

Judgment: 30 November 2010

JUDGMENT OF THE COURT

A The application for leave to appeal is granted.

B The approved ground is whether the Court of Appeal acted incorrectly in striking out the appellant's appeal to that Court in CA 567/07 when it struck out his appeal in CA 631/07 for non-payment of security for costs ordered in respect of CA 631/07.

Solicitors:

McFadden McMeeken Phillips, Nelson for Estate of Edward Erwood