

CANADA / JUDGMENT

Prevost v. Vetter et al

2001 BCSC 297

COURT

Supreme Court of British Columbia

DECIDED

22 February 2001

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Source record

2001BCSC0297

Citation: Prevost v. Vetter et al Date:

20010222

2001 BCSC 297 Docket:

23047

Registry: Vernon

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

ADAM PREVOST, A PERSON UNDER A DISABILITY
BY HIS COMMITTEE, LINDA PREVOST AND
EDWARD PREVOST
PLAINTIFF

AND:

DESIREE NICOLE VETTER, GREGORY ADAM VETTER,
SHARI IRENE VETTER, HER MAJESTY THE QUEEN
IN RIGHT OF CANADA and THE ATTORNEY GENERAL
OF BRITISH COLUMBIA
DEFENDANTS

AND:

GREGORY ADAM VETTER, SHARI IRENE VETTER,
HER MAJESTY THE QUEEN IN RIGHT OF CANADA AND
THE ATTORNEY GENERAL OF BRITISH COLUMBIA
THIRD PARTIES

REASONS FOR JUDGMENT OF THE HONOURABLE MR. JUSTICE COULTAS (IN CHAMBERS)

Counsel for the Plaintiff: Robert A. Clarke Counsel for Greg and Shari Vetter: Darren G. Blois Date
and Place of Hearing: February 7,8,9, 2001 Vernon, BC

- [1] On February 9, 2001 at Vernon, British Columbia, I reserved my decision on an application brought by the defendants, Gregory and Shari Vetter, under Rule 18A of the Rules of Court to dismiss the action against them. There are two issues for determination:

1. Did Gregory and Shari Vetter owe the plaintiff a duty of care to prevent him from coming to harm while off their premises, at the hands of a person who became impaired on their premises?
 2. If so, did the Vettters breach the requisite standard of care?
 - [2] Because the trial date is imminent, I now give cryptic Reasons and shall hand down more extensive Reasons, later.
 - [3] I find Gregory and Shari Vetter did owe a duty of care to the plaintiff, Adam Prevost, and that they breached that duty. "G.R.B. Coultas, J." The Honourable Mr. Justice G.R.B. Coultas
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Prepared on 29 October 2026 · Esheria