

CANADA  
Province of Quebec  
District of Longueuil  
City of Candiac

**CANDIAC COMMON MUNICIPAL COURT**

---

File no : .....

.....  
(Applicant)

c.

- City of Candiac
- City of Sainte-Catherine

(Respondent)

---

**APPLICATION FOR REVOCATION OF JUDGMENT AND STAY OF EXECUTION**  
(Sections 250 and 255 of the *Code of Penal Procedure*)

TO THE JUDGE OF THE MUNICIPAL COURT, THE APPLICANT STATES THE FOLLOWING:

1. I was convicted by default on \_\_\_\_\_ in the above file;  
(date of judgment)

2. It is only on the \_\_\_\_\_ that I acquired knowledge of the judgment in the following manner:

---

---

---

---

3. I ask that the consequences of my delay in presenting this application within 15 days after the date on which I acquired knowledge of the judgment be cancelled because (*explain why it was impossible for you to present your application in the time allowed*):

---

---

---

---

4. I was unable to appear in court to defend myself, for the following reasons (the explanation must be convincing and serious):

---

---

---

---

.../

5. I contest the merits of the judgment of conviction rendered against me because (describe the nature of your contestation): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6. I ask to be excused from serving on the prosecutor prior notice of the application for stay of execution of judgment for the following reasons:  
\_\_\_\_\_  
\_\_\_\_\_

FOR THESE REASONS, I ASK:

- to be relieved** of the consequences of my delay in presenting the application for revocation of judgment;
- to be excused** from serving prior notice of the application for stay of execution of judgment because of an urgency;
- that my application for revocation of judgment be allowed;
- that my application for stay of execution be granted;
- to proceed immediately with the trial or to have it adjourned to a later date.

This .....

\_\_\_\_\_  
Applicant

**SOLEMN AFFIRMATION**

I, the undersigned, ..... residing at  
.....  
.....  
solemnly affirm and make this solemn affirmation, conscientiously believing it to be true and knowing it has the same force and effect as if made under oath, that:

- 1. I am the applicant;
- 2. I attest that the facts given in the application are true.

AND I HAVE SIGNED:

\_\_\_\_\_  
Applicant (to be signed with the person authorized to administer the oath)

SOLEMNLY AFFIRMED BEFORE ME, in .....  
on .....

\_\_\_\_\_  
*Person authorized to administer the oath*

**PRIOR NOTICE**

TAKE NOTICE that this application for revocation of judgment and stay of execution will be presented before the Honorable Judge of this court, on \_\_\_\_\_, at \_\_\_\_\_

\_\_\_\_\_  
Applicant

**SECTION A COMPLÉTER PAR LA COUR**

**LA POURSUITE :**

- ne s'objecte pas à la demande de sursis*
- s'objecte à la demande de sursis pour les motifs suivants : \_\_\_\_\_*  
\_\_\_\_\_

**DÉCISION / SURSIS D'EXÉCUTION**

- la demande de sursis d'exécution est accordée jusqu'à ce qu'il soit statué sur la demande de rétractation de jugement, soit le \_\_\_\_\_*
- la demande de sursis d'exécution est rejetée : \_\_\_\_\_*

*Signé ce .....*

\_\_\_\_\_  
**L'HONORABLE**