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| Appellant’s Factum – Appeal from Sentence Only | | | | | | | | | |
| Form 18, *Criminal Appeal Rules*,Court of Appeal for Ontario | | | | | | | | | |
|  | | | | | | | |  | C |
| Court File No. (if known) |
|  | M |
| Motion No. (if known/applicable) |
| **COURT OF APPEAL FOR ONTARIO** | | | | | | | | | |
| BETWEEN: | | | | | | | | | |
| **HIS MAJESTY THE KING** | | | | | | | | | |
| (Appellant/Respondent/Applicant/Moving Party/Responding Party) | | | | | | | | | |
| **- and-** | | | | | | | | | |
|  | | | | | | | | | |
| (specify name) | | | | | | | | | |
| (Appellant/Respondent/Applicant/Moving Party/Responding Party) | | | | | | | | | |
| APPELLANT’S FACTUM – APPEAL FROM SENTENCE ONLY | | | | | | | | | |
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| PART I – Particulars of the Case | | | | | | | | | |
| 1. | Place of conviction: | |  | | | | | | |
| 2. | Name of judge: |  | | | | | | | |
| 3. | Was the trial by judge and jury or judge alone: | | | | |  | | | |
| 4. | All offence(s) for which applicant/appellant or respondent was convicted and sentenced: | | | | | | | | |
|  | (Include the applicable *Criminal Code* and/or *Controlled Drugs and Substances Act* section number(s), the plea and the sentence(s) imposed and add more rows, if necessary.) | | | | | | | | |
| **Offence name** | | | | **Section number** | **Plea** | | **Sentence** | | |
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| 5. | Length of trial: | |  | | | | | | | | | | | | | | | | | | | | | |
| 6. | Date of conviction: | | | |  | | | | | | | | | | | | | |  | | | | | |
| 7. | Date of sentence: | | |  | | | | | | | | | | | | | |  | | | | | | |
| 8. | If in custody, present place of incarceration: | | | | | | | | | | | | | |  | | | | | | | | | |
| 9. | If on release pending appeal, date of release: | | | | | | | | | | | | | | |  | | | | | | | |  |
| 10 | Period spent in pre-trial and/or pre-sentence incarceration: | | | | | | | | | | | | | | | | | | | | | |  | |
| 11. | Parole eligibility date: | | | | | |  | | | | | | | | | | | | | |  | | | |
| 12. | Date of mandatory release: | | | | | | | | | |  | | | | | | | | | | |  | | |
| 13. | Names of co-accused and sentences imposed for offences of which they were convicted: | | | | | | | | | | | | | | | | | | | | | | | |
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| 14. | Does the appellant have a prior criminal record: | | | | | | | | | | | | | | | |  | | | | | | | |
| 15. | Age at time of offence: | | | | | | | |  | | |  | | | | | | | | | | | | |
| 16. | Age now: |  | | | |  | | | | | | | | | | | | | | | | | | |
| 17. | Present employment: | | | | | | |  | | | | | | | | | | | | | | | | |
| 18. | Any pre-sentence report: | | | | | | | | |  | | | | | | | | | | | | | | |
| 19. | Any other report filed at sentencing: | | | | | | | | | | | |  | | | | | | | | | | | |
| 20. | Was there a joint submission, and if so, what was it: | | | | | | | | | | | | | | | | | | |  | | | | |
| 21. | If no joint submission, briefly set out position of the prosecution and the defence at sentencing: | | | | | | | | | | | | | | | | | | | | | | | |
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| 22. | Was there a victim impact statement: | | | | | | | | | | | | |  | | | | | | | | | | |
| 23. | Will there be an application to admit fresh evidence and if so does the respondent consent to its admission: | | | | | | | | | | | | | | | | | | | | | | | |
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| PART II – Summary of the Facts | | | | | | | | | | | | | | | | | | | | | | | | |
| **(In consecutively numbered paragraphs, summarize the facts of the offence(s), the background of the person convicted and sentenced, and any fresh evidence filed on consent.)** | | | | | | | | | | | | | | | | | | | | | | | | |

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| PART III – Grounds of Appeal |
| **(In consecutively numbered paragraphs, set out the grounds of appeal.)** |

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| PART IV – Order Requested |
| **(Set out relief requested – e.g., that leave to appeal sentence be granted, the appeal allowed, and the sentence reduced.)** |
| It is respectfully submitted that |

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| PART V – Sealing Orders, Publication Bans or Other Restriction on Public Access |
| **(In consecutively numbered paragraphs, set out the possible impact, if any, of any sealing order, publication ban or other restriction on public access to information in the record on the reasons, if any, in the appeal.)** |

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| All of which is respectfully submitted: | | | | | | | | | | |
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|  | | | | | | | Signature of appellant/applicant or lawyer | | | |
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|  | | | | | | | Specify name and contact information | | | |
| DATED at |  | | | | , |  | | , this |  | day of |
|  | (specify city or town, etc.) | | | |  | (specify province) | |  |  |  |
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| (specify month) | |  |  |  | | | | | | |
| TO: The Registrar | | | | | | | | | | |
| AND TO: *(Names and contact information of all other parties’ lawyers or other parties)* | | | | | | | | | | |
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