

“Litigating Through the Grey Zone: The Law of Testamentary Capacity” in Annual Review of Civil Litigation 2014

December 31, 2014

By Caroline Abela

Cited in: *David v. TransAmerica*, 2015 ONSC 5192

INTRODUCTION

It is estimated that approximately 44 million people around the world suffer with some form of dementia. By 2050, that number is estimated to increase to 135 million.² The problem of dementia is so prevalent that in December 2013, dementia was a topic for a G8 summit hosted by the United Kingdom. At that time, G8 leaders committed to finding a cure or an effective treatment of the disease by 2025. Until such time, as litigators, we can expect to see an increase in will challenges based on claims of testamentary incapacity.

Download the PDF to read the entire chapter.

This paper appeared in the *Annual Review of Civil Litigation 2014*, eds. The Honourable Mr. Justice Todd L. Archibald and The Honourable Mr. Justice Randall Schott Echlin. Reproduced by permission of Carswell, a division of Thomson Reuters Canada Limited.

For more information or inquiries:



Caroline Abela

Toronto
416.947.5068

Email:
cabela@weirfoulds.com

Caroline Abela is a distinguished litigator with a practice centred on complex commercial litigation, asset recovery, and estates disputes.

WeirFoulds^{LLP}

www.weirfoulds.com

Toronto Office

4100 – 66 Wellington Street West
PO Box 35, TD Bank Tower
Toronto, ON M5K 1B7

Tel: 416.365.1110
Fax: 416.365.1876

Oakville Office

1320 Cornwall Rd., Suite 201
Oakville, ON L6J 7W5

Tel: 416.365.1110
Fax: 905.829.2035