

# Ontario Superior Court of Justice

Appellate Cases Argued by Active McCarthy Tétrault Lawyers

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
1.	ONSC	<i>Hoy v. Expedia Group, Inc.</i>	03/21/24	[2024] O.J. No. 1256, 2024 ONSC 1462, 171 O.R. (3d) 114, 494 D.L.R. (4 <sup>th</sup> ) 673	Iatrou, Nikiforos Shaw, Byron Schultze, Erich	Respondent	ON	Appeal		Civil litigation — Civil procedure — Parties — Class or representative actions — Certification — Common interests and issued — Appeals — Appeal as of right — Interlocutory or final orders — Standard of review — Correctness
2.	ONSC	<i>Price v. Lundbeck</i>	02/13/24	[2024] O.J. No. 637	McLaughlin, Frank Kain, Brandon Charach, Dorothy	Respondents	ON	Appeal		Civil Litigation – Class Proceedings Act – Certification Motion – Standard of Review and Issues - Common Issues - Procedure
3.	ONSC	<i>Maple Leaf Acres Members' Assn. v. Ellig</i>	07/14/23	[2023] O.J. No. 3185, 2023 ONSC 3940	Hall, Geoff R.	Appellant	ON	Judicial Review		Landlord and tenant law — Landlord and tenant relationship — Interest in land — Contract — Formation — Offer to lease — Parties — Tenancy in common — Validity of lease — Ground lease Landlord and tenant law — Proceedings — Appeals and judicial review — Practice and procedure — General principles — Legislation — Evidence

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4.	ONSC	<i>Mehedi v. Mansour</i>	06/30/23	[2023] O.J. No. 2925, 2023 ONSC 3683	Rogers, Sam Goldfarb, Hayley	Respondent	ON	Judicial Review		Human rights law — Enforcement and procedure — Human rights tribunals and boards of inquiry — Powers — Procedure — Appeals and judicial review — Grounds — Patently unreasonable decision
5.	ONSC	<i>Ontario College of Teachers v. Merolle</i>	06/09/23	[2023] O.J. No. 2609, 2023 ONSC 3453	Zayid, Caroline Arbuck, Ava Kanji, Adam	Appellant	ON	Judicial Review		Professional responsibility — Self-governing professions — Discipline of members — Grounds for sanctions — Professional misconduct
6.	ONSC	<i>LifeLabs LP v. Ontario (Information and Privacy Commissioner)</i>	01/23/23	[2023] O.J. No. 275, 2023 ONSC 585	Cocks, Alexandra Iarusso, Amanda	Applicant	ON	Application		Civil litigation - Vary Order – Production of Documents – Information and Privacy Commissioner
7.	ONSC	<i>Ontario College of Teachers v. Bouragba</i>	01/13/23	[2023] O.J. No. 121, 2023 ONSC 367	Lonsdale, Christine Bruneau, Emilie	Respondent	ON	Appeal		Professional responsibility - Standard of Review – Anti-SLAPP
8.	ONSC	<i>Cann v. Ontario College of Teachers</i>	12/13/22	[2022] O.J. No. 5494, 2022 ONSC 6988	Mogil, Eli	Respondent	ON	Appeal		Professional responsibility – Self-governing professions – Discipline of members – General principles – Public interest
9.	ONSC	<i>Kastner v. Ontario (Health Professions Appeal and Review Board)</i>	09/30/22	[2022] O.J. No. 4612, 2022 ONSC 5553	Grace, Keary Gillis, Crystal	Respondent	ON	Applicant		Judicial Review – Inquiries, Complaints and Reports Committee – Leave to intervene
10.	ONSC	<i>Caine v. Ontario College of Teachers</i>	05/03/22	[2022] O.J. No. 2055, 2022 ONSC 2592	D'Souza, Shane Uri, Noam	Respondent	ON	Appeal		Criminal law – Criminal Code offences – Offences against person and reputation – Assaults – Sexual Assault

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11.	ONSC	<i>Gupta v. Venka</i>	02/10/22	[2022] O.J. No 649, 2022 ONSC 754	Charach, Dorothy Kolos, Natalie	Respondents	ON	Appeal		Appeal – Motion for leave to extend time to file Statement of Claim
12.	ONSC	<i>Blake v. Blake</i>	11/01/21	[2021] O.J. No. 6155, 2021 ONSC 7189	Batner, Sarit Graham, Moya Forest, Adriana	Intervenor	ON	Appeal		Costs – appeal of costs decision
13.	ONSC	<i>Kirsh v. Bristol-Myers Squibb</i>	09/21/21	[2021] O.J. No. 4825, 2021 ONSC 6190	McLaughlin, Frank J. Kain, Brandon	Appellants	ON	Appeal		Civil procedure – Class actions – two actions seeking same or similar relief
14.	ONSC	<i>Cheung (Litigation Guardian of) v. Samra</i>	08/27/20	[2020] O.J. No. 3716, 2020 ONSC 4904	Cruz, Darryl Kerr, Gillian	Respondent	ON	Appeal		Civil procedure – Trials – Judge’s powers and duties – Jury trials – Functions or powers of jury
15.	ONSC	<i>Kram v. Oestreicher</i>	04/07/20	[2020] O.J. No. 1475, 2020 ONSC 2102	Graham, Moya	Respondent	ON	Appeal		Medical malpractice – negligence and lack of informed consent
16.	ONSC	<i>Price v. H. Lundbeck A/S</i>	02/11/20	[2020] O.J. No. 589, 2020 ONSC 913, 51 C.P.C. (8 <sup>th</sup> ) 351, 2020 CarswellOnt 1645	McLaughlin, Frank Kain, Brandon Charach, Dorothy	Respondent	ON	Appeal		Civil Litigation – Civil procedure – Parties – Certification
17.	ONSC	<i>Waddell v. Weeneebayko Area Health Authority</i>	12/18/19	[2019] O.J. No. 6476, 2019 ONSC 7375	McLeod, Sarah	Respondent	ON	Judicial Review		Judicial Review – Health Professionals Appeal and Review Board – Public Hospitals Act - procedural irregularities
18.	ONSC	<i>Ball v. Mcaulay</i>	06/18/19	2019 ONSC 3775, 2019 CarswellOnt 9679, 146 O.R. (3d) 557, 306 A.C.W.S. (3d) 455	Batner, Sarit	Respondent	ON	Judicial Review		Administrative law – Judicial review – Availability of other remedy
19.	ONSC	<i>De Santis v. Ontario College of Teachers</i>	02/26/19	2019 ONSC 1344, 2019 CarswellOnt 2692, 303 A.C.W.S.	Templer, Deborah	Respondent	ON	Judicial Review		Education law – Teachers – Professional regulation – Discipline of teachers

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20.	ONSC	<i>Fikry v. College of Physicians and Surgeons of Ontario</i>	12/28/18	2018 ONSC 7744, 2018 CarswellOnt 22024, 301 A.C.W.S. (3d) 649	Kalogiros, Kosta	Applicant	ON	Judicial Review		Health law – Provincial matters – Regulation of health professionals – Physicians – Relationship with patient
21.	ONSC	<i>Balasuriya v. College of Physicians and Surgeons</i>	12/28/18	2018 ONSC 7743, 2018 CarswellOnt 22023, 144 O.R. (3d) 314, 300 A.C.W.S. (3d) 154	McKendry, Jennifer Goldenberg, Adam	Applicant	ON	Judicial Review		Privacy and freedom of information – Provincial health records legislation
22.	ONSC	<i>R.G. v. Hospital for Sick Children</i>	11/26/18	[2018] O.J. No. 6183, 2018 ONSC 7058	Cruz, Darryl Baron, Erica	Respondent	ON	Appeal		Certification – medical malpractice - Appeal
23.	ONSC	<i>Bouragba v. Ontario College of Teachers</i>	11/22/18	2018 ONSC 6935, 2018 CarswellOnt 19419, 299 A.C.W.S. (3d) 329	Lonsdale, Christine	Respondent	ON	Judicial Review		Education law – Teachers – Professional regulation – Discipline of teachers – Discipline committee
24.	ONSC	<i>Bouragba v. Ontario College of Teachers</i>	11/22/18	2018 ONSC 6940, 2018 CarswellOnt 19418, 299 A.C.W.S. (3d) 230	Lonsdale, Christine	Respondent	ON	Judicial Review		Administrative law – Natural justice – Duty of fairness – Procedural fairness
25.	ONSC	<i>Houle v. St. Jude Medical Inc.</i>	10/25/18	[2018] O.J. No. 5540, 2018 ONSC 6352	Lizius, Richard	Respondent	ON	Appeal		Civil litigation – Class or representative actions
26.	ONSC	<i>Spence v. Ontario College of Teachers</i>	05/30/18	[2018] O.J. No. 2861, 2018 ONSC 3335	Zayid, Caroline	Respondent	ON	Appeal		Professional responsibility – Discipline of members
27.	ONSC	<i>Sullivan v. Ontario College of Teachers</i>	02/09/18	2018 ONSC 942, 2018 CarswellOnt 1898, 288 A.C.W.S. (3d) 274	Wadsworth, Christine	Respondent	ON	Judicial Review		Education law – Teachers – Professional regulation – Discipline of teachers – Misconduct or criminal activity – Involving students

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28.	ONSC	<i>Basegmez v. Akman</i>	02/06/18	[2018] O.J. No. 617, 2018 ONSC 812	Hall, Geoff Goldenberg, Adam	Appellants	ON	Appeal		Bankruptcy and Insolvency – Appeal -
29.	ONSC	<i>R. v. Lindner-Henry</i>	11/17/17	[2017] O.J. No. 5978, 2017 ONSC 6898	Rosenberg, Michael	Appellant	ON	Appeal		Criminal law – Assault simpliciter
30.	ONSC	<i>Shah v. LG Chem, Ltd.</i>	04/26/17	[2017] O.J. No. 2077, 2017 ONSC 2586, 100 C.P.C. (7 <sup>th</sup> ) 165, 278 A.C.W.S. (3d) 529, 413 D.L.R. (4 <sup>th</sup> ) 546, 2017 CarswellOnt 6145	Peebles, Dana	Respondent	ON	Appeal		Civil litigation – Certification – Common interest and issues – competition - conspiracy
31.	ONSC	<i>Toronto-Dominion Bank v. Ryerson University</i>	03/17/17	2017 ONSC 1507, 2017 CarswellOnt 4022, 278 A.C.W.S. (3d) 2	Lonsdale, Christine	Appellant	ON	Judicial Review		Privacy and freedom of information – Provincial legislation – Grounds for refusal – Confidential information
32.	ONSC	<i>Grogan v. Ontario College of Teachers</i>	10/20/16	[2016] O.J. No. 5396, 2016 ONSC 6545	D'Souza, Shane	Respondent	ON	Appeal		Professional liability – Discipline Committee of the Ontario College of Teachers
33.	ONSC	<i>Shah v. LG Chem Ltd.</i>	08/10/16	[2016] O.J. No. 4170, 2016 ONSC 4670	Peebles, Dana	Defendant	ON	Leave to Appeal		Class action – alleged global price-fixing conspiracy – unlawful means conspiracy – umbrella purchasers
34.	ONSC	<i>Noriega v. College of Physicians and Surgeon of Ontario</i>	03/08/16	[2016] O.J. No. 1186, 2016 ONSC 924, 264 A.C.W.S. (3d) 242, 346 O.A.C. 135, 2016 CarswellOnt 3449	Wadsworth, Christine	Appellant	ON	Appeal		Medical malpractice – sexual impropriety – Discipline Committee of the College of Physicians and Surgeons

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35.	ONSC	<i>Novick v Ontario College of Teachers</i>	03/07/16	[2016] O.J. No. 1207, 2016 ONSC 508, 265 A.C.W.S. (3d) 387, 346 O.A.C. 69, 2016 CarswellOnt 4987	Mogil, Eli	Respondent	ON	Appeal		Professional liability - Ontario College of Teachers Discipline Committee appeal
36.	ONSC	<i>College of Physicians and Surgeons of Ontario v Minnes</i>	02/19/16	[2016] O.J. No. 866, 2016 ONSC 1186	Matheson, Andrew	Appellant	ON	Appeal		Health law – discipline – grounds for overturning or modifying penalty – penalty unfair – sexual impropriety -
37.	ONSC	<i>Dua v. Ontario College of Teachers</i>	09/28/15	[2015] O.J. No. 4981, 2015 ONSC 5969, 341 O.A.C. 1, 258 A.C.W.S. (3d) 302, 2015 CarswellOnt 14665	D'Souza, Shane	Appellants	ON	Appeal		Civil litigation – disposition without trial – dismissal of action – delay or failure to prosecute – appeal by the defendants from the decision that set aside the dismissal of the action for delay allowed
38.	ONSC	<i>Ontario (Ministry of Community Safety and Correctional Services) v De Lottinville</i>	05/27/15	[2015] O.J. No. 2684, 2015 ONSC 3085	Parla, Julie	Applicant	ON	Judicial Review		Human rights law – applications by respondents in two human rights complaints for judicial review of interim decisions by Tribunal dismissed
39.	ONSC	<i>Cyriac, Yau v. Bernstein, College of Physicians and Surgeons of Ontario</i>	02/13/15	[2015] O.J. No. 678, 2015 ONSC 592	Grace, Keary	Applicant	ON	Judicial Review		Health law – Application by two surgeons from decision of respondent Board confirming decision of Inquiries, Complaints and Reports Committee cautioning applicants regarding use of their names in advertising contrary to regulations dismissed

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40.	ONSC	<i>Groia v. Law Society of Upper Canada</i>	02/02/15	[2015] O.J. No. 444, 2015 ONSC 686, 2015 CarswellOnt 1238, 249 A.C.W.S. (3d) 455, 382 D.L.R. (4 <sup>th</sup> ) 337, 124 O.R. (3d) 1, 330 O.A.C. 202	Templer, Deborah	Intervener	ON	Appeal		Legal profession – regulation of profession – disciplinary proceedings – proceedings before the law society – what constitutes misconduct
41.	ONSC	<i>Dixon v. Ontario (Director, Ministry of the Environment)</i>	12/29/14	[2014] O.J. No. 6170, 2014 ONSC 7404	Cruz, Darryl Pellegrino, Eric	Respondent	ON	Appeal		Constitutional law – Canadian Charter of Rights and Freedoms – Legal rights – life, liberty and security of person – personal autonomy – appellants sought review of issuance of renewal energy approvals for three commercial wind turbine projects
42.	ONSC	<i>Wabauskang First Nation v. Ontario (Minister of Northern Development and Mines)</i>	08/24/14	[2014] O.J. No. 3994, 2014 ONSC 4424	Hall, Geoff	Respondent	ON	Judicial Review		Judicial Review – Director of Mine Rehabilitation – appeal to suspend or quash decision
43.	ONSC	<i>Nutakki v. Health Professions Appeal and Review Board</i>	08/19/14	[2014] O.J. No. 4391	Cruz, Darryl Charach, Dorothy	Respondent	ON	Judicial Review		Health Professions Appeal and Review Board – judicial review -
44.	ONSC	<i>Security National Insurance Co. v. Hodges</i>	07/14/14	[2014] O.J. No. 3328, 2014 ONSC 3627	Flisfeder, Marc	Respondent	ON	Judicial Review		Insurance law – accident benefits – application by insurer for judicial review of Delegate's decision upholding arbitrator's decision that insured suffered catastrophic impairment dismissed

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45.	ONSC	<i>Ontario College of Teachers v. Mullins</i>	04/24/14	[2014] O.J. No. 1929, 2014 ONSC 2502	D'Souza, Shane	Respondent	ON	Appeal		Appeal of Discipline Committee – burden of proof – assessment of credibility
46.	ONSC	<i>Keatley Surveying Ltd. v. Teranet Inc.</i>	03/26/14	[2014] O.J. No. 1450, 2014 ONSC 1677	Sookman, Barry Parla, Julie	Respondent	ON	Appeal		Civil litigation – class or representative actions – common interests and issues – appeal by Keatley Surveying from judgment denying motion for certification of class proceeding allowed
47.	ONSC	<i>Scene Holding Inc. v. Moos</i>	03/04/14	[2014] O.J. No. 1046, 201 ONSC 1378	Hall, Geoff Lewis, Atrisha	Respondent	ON	Appeal		Business Corporations Act -
48.	ONSC	<i>Ostrander Point GP Inc. v. Prince Edward County Field Naturalists</i>	02/20/14	[2014] O.J. No. 772, 2014 ONSC 974	Cruz, Darryl Pellegrino, Eric	Respondent	ON	Appeal		Administrative law – judicial review and statutory appeal – reasonableness – appeal by three parties from Environmental Review Tribunal decisions allowed in part
49.	ONSC	<i>Muskoka Lakes (Township) v. Ontario (Minister of Natural Resources)</i>	08/22/13	[2013] O.J. No. 3856, 2013 ONSC 5380	D'Souza, Shane	Respondents	ON	Judicial Review		Judicial review - Lease crown lands
50.	ONSC	<i>Liberman v. College of Physicians and Surgeons of Ontario</i>	06/13/13	[2013] O.J. No. 2717, 2013 ONSC 4066	Hubbard, Chris	Appellant	ON	Appeal		Health law – Health care professionals – government of – regulatory colleges or governing councils – Disciplinary proceedings
51.	ONSC	<i>Martin v. AstraZeneca Pharmaceuticals PLC</i>	03/08/13	[2013] O.J. No. 1182, 2013 ONSC 1169	McLaughlin, Frank Kain, Brandon	Respondents	ON	Appeal		Civil litigation – civil procedure – parties – class or representative actions – certification – costs – assessment or fixing of



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										costs – appeal – appeal by plaintiffs from order denying certification of class action and awarding costs to defendants dismissed
52.	ONSC	<i>Hefzi-Yekta v. Health Professions Appeal and Review Board</i>	12/19/12	[2012] O.J. No. 6141, 2012 ONSC 6981	Burt, Glynnis P.	Respondent	ON	Judicial Review		Judicial Review – Health Professions Appeal and Review Board – standard of review - reasonableness
53.	ONSC	<i>McIntyre v. Ontario College of Teachers</i>	11/09/12	[2012] O.J. No. 5313, 2012 ONSC 5957	Zayid, Caroline D'Souza, Shane	Respondent	ON	Appeal		Employment law – Discipline and termination of employment – Civil procedure – Appeal by McIntyre from a decision of the Discipline Committee of the Ontario College of Teachers dismissed
54.	ONSC	<i>Wilcock v. Ontario (Health Professions Appeal and Review Board)</i>	02/21/12	[2012] O.J. No. 961, 2012 ONSC 1249	Graham, Moya J.	Applicant	ON	Judicial Review		Judicial Review – Health Professions Appeal and Review Board – jurisdiction – Complaints Committee of the College of Physicians and Surgeons
55.	ONSC	<i>Aris v. Ontario College of Teachers</i>	03/18/11	[2011] O.J. No. 1400, 2011 ONSC 1202	D'Souza, Shane	Respondent	ON	Judicial Review		Judicial review – suspension of certificate of qualification and registration
56.	ONSC	<i>G.B. Cragg Insurance Broker Ltd. v. Registered Insurance Brokers of Ontario</i>	03/09/11	[2011] O.J. No. 1026, 2011 ONSC 1290, 96 C.C.L.I. (4th) 69, 2011 CarswellOnt 1437, 199 A.C.W.S. (3d) 342	Ahmed, Owais	Appellants	ON	Judicial Review		Civil litigation – Civil procedure – Appeals – Time to appeal Insurance law – Brokers – Liability Professional responsibility – Self-governing professions – Discipline of members – Grounds for sanctions – Professional

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										misconduct — Non-compliance with professional standards — Professions — Insurance brokers
57.	ONSC	<i>Martin v. Astrazeneca PLC</i>	12/07/09	2009 CanLII 68476, [2009] O.J. No. 5265, 259 O.A.C. 155	McLaughlin, Frank J.	Appellant	ON	Appeal		Class action — priority — certification motion — class — summary judgment motion
58.	ONSC	<i>1413910 Ontario Inc. (c.o.b. as Bulls Eye Steakhouse &amp; Grill) v. McLennan</i>	04/30/09	[2009] O.J. No. 1828, 309 D.L.R. (4th) 756, 58 B.L.R. (4th) 183, 249 O.A.C. 333, 2009 CarswellOnt 2444, 178 A.C.W.S. (3d) 120	Hall, Geoff R. Parla, Julie K.	Respondent	ON	Appeal		Corporations, partnerships and associations law — corporations — oppression remedy — grounds — oppressive or unfairly prejudicial conduct
59.	ONSC	<i>Ontario College of Teachers v. Leger-Legault</i>	10/21/08	[2008] O.J. No. 4155, 242 O.A.C. 126, 172 A.C.W.S. (3d) 117	Zayid, Caroline	Respondent	ON	Judicial Review		Judicial review — discipline committee
60.	ONSC	<i>Gore v. College of Physicians and Surgeons of Ontario</i>	09/26/08	[2008] O.J. No. 3757, 299 D.L.R. (4th) 670, 242 O.A.C. 18, 92 O.R. (3d) 195, 169 A.C.W.S. (3d) 898, 85 Admin. L.R. (4th) 58, 2008 CarswellOnt 5654	Matheson, Andrew B.	Applicant	ON	Judicial Review	Affirmed by Court of Appeal [2009] O.J. No. 2833; 2009 ONCA 546; 96 O.R. (3d) 241; 310 D.L.R. (4th) 354; 251 O.A.C. 49; 95 Admin. L.R. (4th) 99; 2009 CarswellOnt	Health law — health care professionals — discipline — judicial review — government of — particular professions — doctors — three applications for judicial review of decisions of College of Physicians and Surgeons of Ontario — common to all three applications was the interpretation of ss. 75 and 76 of the health professions procedural code — applications dismissed

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61.	ONSC	<i>Greenlight Capital, Inc. v. Stronach</i>	07/10/08	2008 CanLII 34359 (ON S.C.D.C.), 91 O.R. (3d) 241, 47 B.L.R. (4th) 215, 240 O.A.C. 86, [2008] O.J. No. 2749, 168 A.C.W.S. (3d) 91, 2008 CarswellOnt 4093	Steep, R. Paul	Appellant	ON	Appeal		Oppression remedy — reasonable expectations — application — shareholders — privatization
62.	ONSC	<i>Cotton v. College of Nurses of Ontario</i>	06/03/08	2008 CanLII 26674, 87 Admin. L.R. (4th) 171, 238 O.A.C. 270, [2008] O.J. No. 2172, 168 A.C.W.S. (3d) 650, 2008 CarswellOnt 3256	Burt, Glynnis P.	Respondent	ON	Judicial Review		Health law — professional responsibility — discipline
63.	ONSC	<i>Ontario (Alcohol and Gaming Commission) v. Arena Entertainment Inc. (c.o.b. Circa)</i>	03/25/08	[2008] O.J. No. 1167, 167 A.C.W.S. (3d) 131	Mogil, Eli	Respondent	ON	Administrative Appeal		Administrative law — liquor control — licensing — liquor control boards
64.	ONSC	<i>Ontario (Ministry of Correctional Services) v. Goodis</i>	01/29/08	[2008] O.J. No. 289, 89 O.R. (3d) 457, 290 D.L.R. (4th) 102, 233 O.A.C. 245, 77 Admin. L.R. (4th) 133, 2008 CanLII 2603, 163 A.C.W.S. (3d) 643, 2008 CarswellOnt 365	Lonsdale, Christine L.	Applicant	ON	Judicial Review		Government law — freedom of information — legislation — provincial — bars — confidential information — solicitor-client privilege

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65.	ONSC	<i>Rosenhek v. Windsor Regional Hospital,</i>	01/28/08	2008 CanLII 2614, [2008] O.J. No. 300, 232 O.A.C. 325, 164 A.C.W.S. (3d) 553	Steep, R. Paul Hubbard, Christopher M.	Applicant	ON	Judicial Review		Professional responsibility — health care — doctors — administrative law — jurisdiction of the court to review — public hospitals — health law — health care professionals — discipline — hospital investigation into physician conduct
66.	ONSC	<i>McLaine v. London Life Insurance Company</i>	12/18/07	[2007] O.J. No. 5035, 233 O.A.C. 275, 53 C.P.C. (6th) 135, 2007 CarswellOnt 8294, 162 A.C.W.S. (3d) 888	Steep, R. Paul	Respondent	ON	Appeal	[2008] O.J. No. 2360; 239 O.A.C. 293; 168 A.C.W.S. (3d) 41; 59 C.P.C. (6th) 235; 2008 CarswellOnt 3579	Civil procedure — class actions — certification — preferable procedure — common interests — financial institutions — real property law — mortgages — mortgage agreement — terms
67.	ONSC	<i>Duval v. College of Nurses of Ontario</i>	10/19/07	[2007] O.J. No. 3992, 230 O.A.C. 193, 161 A.C.W.S. (3d) 159	Zayid, Caroline R.	Respondent	ON	Administrative Appeal		Health law — discipline committee — penalty — professional misconduct
68.	ONSC	<i>Mulligan v. Laurentian University</i>	08/17/07	2007 CanLII 33761, [2007] O.J. No. 3135, 159 A.C.W.S. (3d) 525	Sutton, Thomas N.T.	Respondent	ON	Judicial Review	Affirmed by <i>Mulligan v. Laurentian University</i> , 2008 ONCA 523; 302 D.L.R. (4th) 546, 241 O.A.C. 11	University admission — procedural fairness — flagrant violation of the rules — policy — research — universities
69.	ONSC	<i>Smith v. National Money Mart Co.</i>	04/02/07	[2007] O.J. No. 2160, 30 E.T.R. (3d) 163, 2007 CarswellOnt 2177	Zayid, Caroline R. Hubbard, Christopher M.	Appellant	ON	Appeal		Class action — certification

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70.	ONSC	<i>Flora v. Ontario (Health Insurance Plan, General Manager)</i>	01/15/07	[2007] O.J. No. 91, 83 O.R. (3d) 721, 278 D.L.R. (4th) 45, 219 O.A.C. 142, 56 Admin. L.R. (4th) 206, 2007 CarswellOnt 103, 168 A.C.W.S. (3d) 230	McKendry, Jennifer A.	Appellant	ON	Administrative Appeal		Constitutional law — <i>Canadian Charter of Rights and Freedoms</i> — legal rights — life, liberty and security of person — principles of fundamental justice — health law — health insurance, government — claims — entitlement — insured services — cadaveric — liver — transplant — treatment
71.	ONSC	<i>Siadat v. Ontario College of Teachers</i>	01/10/07	[2007] O.J. No. 65, 83 O.R. (3d) 401, 278 D.L.R. (4th) 130, 219 O.A.C. 283, 154 A.C.W.S. (3d) 383	Zayid, Caroline R. Grace, Keary	Respondent	ON	Administrative Appeal		Administrative law — the hearing — procedure — particulars — production — human rights law — discrimination — context — exceptions — duty to accommodate — scope
72.	ONSC	<i>Sears Holdings Corporation v. Ontario Securities Commission</i>	10/11/06	[2006] O.J. No. 4296, 84 O.R. (3d) 61, 216 O.A.C. 179, 21 B.L.R. (4th) 311, 152 A.C.W.S. (3d) 429, 2006 CarswellOnt 6272	Steep, R. Paul Sutton, Thomas N.T.	Intervenor	ON	Administrative Appeal		Securities regulation — mergers and acquisitions — takeover bids
73.	ONSC	<i>Serhan Estate v. Johnson &amp; Johnson</i>	06/15/06	[2006] O.J. No. 2421, 85 O.R. (3d) 665, 269 D.L.R. (4th) 279, 213 O.A.C. 298, 28 C.P.C. (6th) 83, 24 E.T.R. (3d) 265, 149 A.C.W.S. (3d) 197, 2006 CarswellOnt 3705	Zayid, Caroline R.	Appellant	ON	Appeal	SCC refused leave to appeal: [2006] S.C.C.A. No. 494	Civil procedure — parties — class or representative actions — certification — common interests — tort law — suppliers of goods — product liability — distributors — manufacturers

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
74.	ONSC	<i>College of Physicians and Surgeons of Ontario v. Shi-Yuen</i>	01/26/05	2005 CanLII 2037, 194 O.A.C. 145, [2005] O.J. No. 234, 136 A.C.W.S. (3d) 760	McKendry, Jennifer A.	Respondent	ON	Judicial Review		Administrative law — the hearing — procedure — production — judicial review and statutory appeal — standard of review — reasonableness — boards and tribunals — disclosure by — professional responsibility — discipline — appeals and judicial review — standard of review — professions — health care — doctors
75.	ONSC	<i>Cressman v. Ontario College of Teachers</i>	01/25/05	[2005] O.J. No. 565, 249 D.L.R. (4th) 749, 194 O.A.C. 262, 2005 CanLII 1406, 136 A.C.W.S. (3d) 665	Zayid, Caroline R.	Respondent	ON	Judicial Review		Professional misconduct — teaching — certificate of qualification
76.	ONSC	<i>George v. College of Nurses of Ontario</i>	05/11/04	2004 CanLII 8616, [2004] O.J. No. 2694, 131 A.C.W.S. (3d) 993	Zayid, Caroline R.	Respondent	ON	Administrative Appeal		Medicine — nurses — discipline — judicial review
77.	ONSC	<i>Li v. College of Physicians and Surgeons of Ontario</i>	04/30/04	2004 CanLII 18528, 2004 CanLII 27472, [2004] O.J. No. 1828, 130 A.C.W.S. (3d) 1217	Meredith, Heather L.	Applicant	ON	Administrative Appeal		Medicine — discipline for professional misconduct — judicial review, appeals — practice — stay of proceedings
78.	ONSC	<i>Ontario (Ministry of Correctional Services) v. Ontario (Information and Privacy Commissioner)</i>	01/26/04	[2004] O.J. No. 894	Lonsdale, Christine L.	Respondent	ON	Appeal	Affirmed by the ONCA ([2005] O.J. No. 66); reversed by the SCC ([2006] S.C.J. No. 31; [2006]	Access to information — access to records — exemption — solicitor-client privilege

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
									A.C.S. no 31; 2006 SCC 31; 2006 CSC 31; [2006] 2 S.C.R. 32; [2006] 2 R.C.S. 32; 271 D.L.R. (4th) 407; 350 N.R. 154; J.E. 2006-1357; 148 A.C.W.S. (3d) 832; EYB 2006-107360)	
79.	ONSC	<i>Wilson v. The College of Physicians and Surgeons of Ontario</i>	11/05/03	2003 CanLII 18154, [2003] O.J. No. 4236, 178 O.A.C. 258, 126 A.C.W.S. (3d) 716	Hubbard, Christopher	Appellant	ON	Administrative Appeal		Professional responsibility — discipline — negligence — misconduct
80.	ONSC	<i>Ontario (Children's Lawyer) v. Ontario (Information and Privacy Commissioner)</i>	08/14/03	[2003] O.J. No. 3522, 66 O.R. (3d) 692, 231 D.L.R. (4th) 727, 177 O.A.C. 1, 8 Admin. L.R. (4th) 251, 45 R.F.L. (5th) 285, 125 A.C.W.S. (3d) 193	Lonsdale, Christine L.	Friend of the Court	ON	Judicial Review	Affirmed by the ONCA ([2005] O.J. No. 1426; 75 O.R. (3d) 309; 253 D.L.R. (4th) 489; 196 O.A.C. 350; 29 Admin. L.R. (4th) 86; 17 R.F.L. (6th) 32; 2005 CanLII	Barristers and solicitors — duty to client — disclosure of client's file upon request — Crown — examination of public documents

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
									11786; 138 A.C.W.S. (3d) 778; 2005 CarswellOnt 1419)	
81.	ONSC	<i>Mussani v. College of Physicians and Surgeons of Ontario</i>	05/20/03	[2003] O.J. No. 1956, 64 O.R. (3d) 641, 226 D.L.R. (4th) 511, 172 O.A.C. 1, 2 Admin. L.R. (4th) 123, 106 C.R.R. (2d) 281, 123 A.C.W.S. (3d) 380	Matheson, Andrew B.	Appellant	ON	Administrative Appeal	Affirmed by CA [2004] O.J. No. 5176; 74 O.R. (3d) 1; 248 D.L.R. (4th) 632; 193 O.A.C. 23; 22 Admin. L.R. (4th) 53; 125 C.R.R. (2d) 340; 136 A.C.W.S. (3d) 156; 2004 CarswellOnt 5433	Medicine — discipline for professional misconduct — punishments — revocation of licence — civil rights — liberty — limitations on — choice of work — security of the person — professional occupations — right to practice — freedom of association — regulation of professionals — cruel and unusual treatment or punishment — application — disciplinary proceedings — <i>Canadian Charter of Rights and Freedoms</i> — practice — who may raise <i>Canadian Charter of Rights and Freedoms</i> issues — time for deciding <i>Canadian Charter of Rights and Freedoms</i> issues
82.	ONSC	<i>Humber Heights of Etobicoke Ratepayers Inc. v. Toronto District School Board</i>	04/17/03	2003 CanLII 37678 (ON S.C.D.C.), 171 O.A.C. 21, [2003] O.J. No. 1381, 122 A.C.W.S. (3d) 198	Baron, Erica J.	Respondent	ON	Judicial review		Education law — duty to act fairly — school commissions and boards
83.	ONSC	<i>Markson v. Ontario College of Teachers</i>	01/20/03	2003 CanLII 9308, [2003] O.J. No. 278, 186 O.A.C. 339, 119 A.C.W.S. (3d) 770	Sinha, Awanish	Respondent	ON	Administrative Appeal		Education — teachers — discipline of — appeals



NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
84.	ONSC	<i>Toronto District School Board v. Ontario (Information and Privacy Commissioner)</i>	10/15/02	[2002] O.J. No. 4631	Lonsdale, Christine L.	Applicant	ON	Judicial Review		Crown — examination of public documents — disclosure of parties' representation to commissioner — freedom of information
85.	ONSC	<i>D.P. v. Wagg</i>	10/04/02	[2002] O.J. No. 3808, 61 O.R. (3d) 746, 222 D.L.R. (4th) 97, 165 O.A.C. 209, 26 C.P.C. (5th) 377, 97 C.R.R. (2d) 324, 2002 CanLII 23611, 117 A.C.W.S. (3d) 45, 2002 CarswellOnt 3288	Batner, Sarit E.	Appellant	ON	Appeal	Varied by <i>D. P. v. Wagg</i> , [2004] O.J. No. 2053; 71 O.R. (3d) 229; 239 D.L.R. (4th) 501; 187 O.A.C. 26; 184 C.C.C. (3d) 321; 46 C.P.C. (5th) 13; 120 C.R.R. (2d) 52; 2004 CanLII 39048; 130 A.C.W.S. (3d) 1098	Evidence — disclosure and production of documents — health law — health care professional — civil discovery
86.	ONSC	<i>Westeinde Construction Ltd. v. Murlee Holdings Ltd.</i>	02/18/02	[2002] O.J. No. 934	Hall, Geoff R.	Appellant	ON	Appeal		Civil procedure — appeals — construction law — building contracts — terms — price — damages — general damages
87.	ONSC	<i>Henderson v. College of Physicians and Surgeons of Ontario</i>	12/21/01	[2001] O.J. No. 5137, 155 O.A.C. 72, 110 A.C.W.S. (3d) 1151	Steep, R. Paul	Applicant	ON	Judicial Review	Affirmed, 65 O.R. (3d) 146, 172 O.A.C. 337, 228 D.L.R. (4th) 598, (Ont. C.A., June 5,	Regulated health professions — medicine — discipline for professional misconduct — conduct unbecoming a member — sexual improprieties — procedure, notice — contents and sufficiency of

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
									2003)	notice — curing of defects
88.	ONSC	<i>Williams v. Mutual Life Assurance Co.; Zicherman v. Equitable Life Insurance Co. of Canada</i>	12/14/01	[2001] O.J. No. 4952, 152 O.A.C. 344, 34 C.C.L.I. (3d) 316, 17 C.P.C. (5th) 103, [2002] I.L.R. I-4052, 110 A.C.W.S. (3d) 427	Peebles, Dana M.	Respondent	ON	Appeal	Affirmed by ONCA: [2003] O.J. No. 1160 and 1161; Application for leave to appeal to the Supreme Court of Canada dismissed, January 22, 2004 ([2003] S.C.C.A. No. 280 and 283.	Class actions — life insurance policies — negligent — appeal from dismissal of certification motion — misrepresentation
89.	ONSC	<i>Zemelman v. Feder</i>	04/30/01	[2001] O.J. No. 1857, 54 O.R. (3d) 15, 148 O.A.C. 356, 13 C.L.R. (3d) 84, 11 C.P.C. (5th) 170, 105 A.C.W.S. (3d) 372	Cruz, Darryl A.	Appellant	ON	Appeal		Mechanics' liens — practice — evidence — affidavits — <i>jurat</i>
90.	ONSC	<i>Divinec v. 526799 Ontario Ltd. (c.o.b. Europa Catering)</i>	03/15/01	[2001] O.J. No. 925, 104 A.C.W.S. (3d) 180	Hall, Geoff R.	Respondent	ON	Appeal		Landlord and tenant — the lease — breach by tenant — rent
91.	ONSC	<i>Toronto (City) v. C.U.P.E., Local 79</i>	05/05/00	[2000] O.J. No. 1570, 187 D.L.R. (4th) 323, 134 O.A.C. 48, 23 Admin. L.R. (3d) 72, 96 A.C.W.S. (3d) 985, 46 W.C.B. (2d) 232	Kapur, Sunil	Respondent	ON	Judicial Review	Affirmed by the ONCA ([2001] O.J. No. 3239; 55 O.R. (3d) 541; 205 D.L.R. (4th) 280; 149	Labour law — public service labour relations — grievances — evidence and proof

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
									O.A.C. 213; 37 Admin. L.R. (3d) 40; 45 C.R. (5th) 354; 2001 CanLII 24114; 107 A.C.W.S. (3d) 426; 51 W.C.B. (2d) 16) and the SCC ([2003] S.C.J. No. 65; [2003] A.C.S. no 65; 2003 SCC 64; 2003 CSC 64; [2003] 3 S.C.R. 149; [2003] 3 R.C.S. 149; 232 D.L.R. (4th) 443; J.E. 2003-2109; 179 O.A.C. 201; 59 W.C.B. (2d) 333; 120 L.A.C. (4th) 284)	
92.	ONSC	<i>Sclater v. Ontario College of Teachers</i>	02/21/00	2000 CanLII 26989, [2000] O.J. No. 1428, 132 O.A.C. 322, 96 A.C.W.S. (3d) 615	Zayid, Caroline R.	Respondent	ON	Administrative Appeal		Administrative law — College of Teachers — fitness to practice decision

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
93.	ONSC	<i>Patel v. Ontario College of Pharmacists</i>	02/03/00	[2000] O.J. No. 256, 130 O.A.C. 291, 94 A.C.W.S. (3d) 1012	Matheson, Andrew B.	Appellant	ON	Administrative Appeal		Professional occupations — pharmacists — discipline — punishments, suspension.
94.	ONSC	<i>Ontario (Attorney General) v. Ontario Public Service Employees Union</i>	10/08/99	[1999] O.J. No. 3779, 180 D.L.R. (4th) 549, 57 C.L.R.B.R. (2d) 145, 127 O.A.C. 78, 19 Admin. L.R. (3d) 317, 91 A.C.W.S. (3d) 757	Kapur, Sunil	Applicant	ON	Judicial Review	Reversed by the ONCA ([2000] O.J. No. 4602; 52 O.R. (3d) 77; 195 D.L.R. (4th) 376; 66 C.L.R.B.R. (2d) 92; 26 Admin. L.R. (3d) 15; 101 A.C.W.S. (3d) 753)	Employment — labour relations — standard of review — bargaining unit
95.	ONSC	<i>STB Air Terminals Ltd. v. Greater Toronto Airports Authority</i>	09/21/99	[1999] O.J. No. 3552	Cruz, Darryl A.	Appellant	ON	Appeal		Injunctions — variation of interim or interlocutory injunction
96.	ONSC	<i>Paskie (Litigation guardian of ) v. Canadian Amateur Boxing Assn.</i>	08/29/99	[1999] O.J. No. 3264, 45 O.R. (3d) 765, 126 O.A.C. 244, 90 A.C.W.S. (3d) 853	Peebles, Dana M.	Appellant	ON	Appeal		Medical law — negligence — appeal from master decision permitting late delivery of jury notice
97.	ONSC	<i>Ontario Public Service Employees' Union v. Ontario (Attorney General)</i>	09/17/98	[1998] O.J. No. 4304	Kapur, Sunil	Respondent	ON	Judicial Review		Labour and employment — arbitration — jurisdiction — factual findings
98.	ONSC	<i>Girard v. General Hospital of Port Arthur</i>	06/17/98	[1998] O.J. No. 6137	Cruz, Darryl A.	Appellant	ON	Appeal	Leave to appeal to the Ontario Court of Appeal refused ([1998] O.J. No. 4091, 10/13/1998)	Medicine — liability of practitioners — negligence or fault

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
99.	ONSC	<i>Assn. of Professional Engineers of Ontario v. Karmash</i>	05/27/98	[1998] O.J. No. 2161, 109 O.A.C. 334, 39 C.L.R. (2d) 165, 79 A.C.W.S. (3d) 1266	Steep, R. Paul	Respondent	ON	Administrative Appeal		Professional responsibility — engineers — discipline — what constitutes professional misconduct — harassment and discriminatory conduct — punishments, suspension — disciplinary proceedings — appeals
100.	ONCA	<i>Ellis-Don Ltd. v. Ontario (Labour Relations Board)</i>	12/20/95	[1995] O.J. No. 3924, 66 C.L.R.B.R. (2d) 302, 89 O.A.C. 45, 96 CLLC para. 210-006, 59 A.C.W.S. (3d) 1121, [1995] OLRB Rep. December 1506	Wortzman, Susan	Applicant	ON	Judicial Review		Labour law – Labour relations and judicial review – Powers of board – to determine issues of policy – Natural justice, denial of – Hearing, opportunity to be heard
101.	ONSC	<i>Ellis-Don Ltd. v. Ontario Labour Relations Board</i>	01/14/94	[1994] O.J. No. 32, 16 O.R. (3d) 698, 110 D.L.R. (4 <sup>th</sup> ) 731, 68 O.A.C. 216, 24 Admin. L.R. (2d) 122, 94 CLLC 12054, 94 CLLC para 14,012 at 12054, 45 A.C.W.S. (3d) 1, 1994 CarswellOnt 1014	Wortzman, Susan	Respondent	ON	Appeal		Ontario Relations Board – Compelling attendance of Chair to give evidence
102.	ONSC	<i>The Chippewas of Kettle and Stony Point v. Ontario (Ministry of Indian Affairs)</i>	10/18/93	[1993] O.J. No. 2692, [1994] 2 C.N.L.R. 33, 44 A.C.W.S. (3d) 170	Steep, R. Paul	Respondent	ON	Appeal		Professions — barristers and solicitors — investigation of land claims — legal representation — conflicts of interests — Chinese walls — breach of confidentiality

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
103.	ONSC	<i>Arthur v. Signum Communications Ltd.</i>	08/25/93	[1993] O.J. No. 1928	McLaughlin, Frank J.	Appellant	ON	Appeal		Company law — oppression — shareholders' rights — double recovery — where shareholders granted relief from oppression and granted an appraisal
104.	ONSC	<i>Ellis-Don Ltd. V. Ontario (Labour Relations Board)</i>	01/08/93	[1993] O.J. No. 27, 98 D.L.R. (4 <sup>th</sup> ) 762, 64 O.A.C. 321	Wortzman, Susan	Applicant	ON	Appeal		Appeal – Apprehended bias
105.	ONSC	<i>Canadian Union of Public Employees (CUPE) v. Ontario Hospital Assn.</i>	02/18/91	[1991] O.J. No. 207, 44 O.A.C. 30, 35 C.C.E.L. 43, 25 A.C.W.S. (3d) 555	McLaughlin, Frank J.	Appellant	ON	Appeal		Administrative law — pension committee — appeals — appeals from interlocutory rulings — jurisdiction of court
106.	ONSC	<i>Pickard v. College of Nurses of Ontario</i>	06/22/87	[1987] O.J. No. 603, 25 O.A.C. 141	Steep, R. Paul	Respondent	ON	Administrative Appeal		Professional responsibility — regulated health professions — College of Nurses — acts of professional misconduct — discipline committee — hearing and appeal — delivery and afterbirth care of child
107.	ONSC	<i>Pell v. Farber</i>	01/22/85	[1985] O.J. No. 960	Steep, R. Paul	Respondent	ON	Appeal		Small claims — adjournment of trial to obtain legal representation — tort law — medical malpractice — negligence
<b>ONSC Total Appeals: 107</b>										