



SUPERIOR COURT OF JUSTICE

**COUNSEL/ENDORSEMENT SLIP**

COURT FILE NO.: CV-20-00640265-00CL

DATE: 20 March 2023

NO. ON LIST: 1

TITLE OF PROCEEDING: **Re Carriage Hills Vacation Owners Association and  
Carriage Ridge Owners Association**  
BEFORE MADAM JUSTICE: **Conway**

**PARTICIPANT INFORMATION**

**For Plaintiff, Applicant, Moving Party, Crown:**

| Name of Person Appearing | Name of Party  | Contact Info   |
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|                          |                |  |

**For Defendant, Respondent, Responding Party, Defence:**

| Name of Person Appearing | Name of Party | Contact Info |
|--------------------------|---------------|--------------|
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**For Other, Self-Represented:**

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**ENDORSEMENT OF MADAM JUSTICE: Conway**

[1] Case conference held before me today. There were two issues to be addressed.

[2] The first is who is to arrange the Zoom hearing for the upcoming Receiver's motion, currently scheduled for April 16, 2023. Consistent with prior hearings, I direct that the Zoom hearing is to be arranged by Aird & Berlis so that they can facilitate the connection to YouTube and enable those who wish to observe the hearing to attend.

[3] The second issue is who is to conduct the appeals from the Claims Officer's decision. The Receiver's counsel has raised three options for the court to consider in light of the high volume of expected appeals. I noted as a preliminary matter that the Collection Plan Order itself states that appeals are to be made to the "Court", defined as the Ontario Superior Court of Justice (Commercial List). This would appear to pose difficulties for appeals to be heard by an Associate Judge or a private arbitrator.

[4] After a lengthy discussion with counsel, I have directed them to give some more consideration to this issue and to discuss the issue with owners or their counsel, to the extent possible. I have also specifically directed counsel to give more thought to how, assuming the appeals proceed in this Court pursuant to the Collection Plan Order, they can streamline the appeals and establish an efficient, fair and practical process for the appeals to be heard.

[5] Counsel shall arrange another 30 minute case conference before me in the next two weeks, through the Commercial List office, to further address these issues.

A handwritten signature in blue ink, appearing to read "Conway J.", is located at the bottom left of the page.