

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

**IN THE MATTER OF AN APPLICATION UNDER** Rules  
14.05(3)(h) of the *Rules of Civil Procedure* and Section 288(4) of  
the *Canada Not-for-profit Corporations Act*, SC 2009, c 23

THE HONOURABLE  
JUSTICE CORTHORN

)

)

Monday, the 9<sup>th</sup> day  
of September, 2024

B E T W E E N:



**THE COLLEGE OF FAMILY PHYSICIANS OF CANADA**

Applicant

**ORDER**

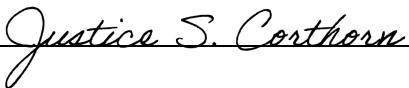
THIS MOTION, made by the College of Family Physicians of Canada [the “CFPC” or the “Moving Party”], without notice, for an order for directions as to the requirements for service of the CFPC’s notice of application in this proceeding, was heard on September 3, 2024, by videoconference, at the Courthouse at 161 Elgin Street, in Ottawa, Ontario.

ON READING the motion record dated August 26, 2024, and on hearing the submissions of counsel for the Moving Party,

1. **THIS COURT ORDERS** that the CFPC shall, no later than October 18, 2024 and using a bulk mail service, send to its members a letter in which are included a summary explanation of the substance of the application and a link to the location on the CFPC's website at which copies of the application record and this order are available to the members.
2. **THIS COURT ORDERS** that the CFPC shall take steps to ensure that a copy of the application record and this order are available, no later than October 18, 2024, at the ink referred to in paragraph 1, above.
3. **THIS COURT ORDERS** that the exchange of documents prior to the return date for the application shall be completed according to the following timetable:
  - a) Any interested member of the CFPC shall, no later than November 1, 2024 at 3:00 p.m., serve on the CFPC and file with the court a notice of appearance:
    - i) Service shall be effected by sending a copy of the notice of appearance by email to the mail address for counsel of record for the CFPC, Nathan Lean, at the email address included on the cover page of the application record; and
    - ii) The notice of appearance shall include an email address or postal mailing address for the interested member for the purpose of service, by the CFPC, of its factum;

- b) The CFPC shall, no later than November 6, 2024 at 3:00 p.m., serve its factum on any interested party who has served a notice of appearance in accordance with para. 3(a), above:
  - i) Service shall be effected by sending a copy of the factum to the email address or the postal mailing address included in the interested member's notice of appearance;
  - ii) The affidavit of service shall include information permitting the court to ascertain whether the requirements of r. 16.06(1) of the Rules of Civil Procedure, R.R.O. 1990, Reg. 194 are met;
- c) Any interested member who has served a notice of appearance, in accordance with para. 3(a) above, and who intends to make submissions, in writing or orally on the return of the application, shall, no later than November 15, 2024 at 3:00 p.m. serve and file their responding record and factum; and
- d) The CFPC shall, no later than 3:00 p.m. on November 21, 2024, serve their reply factum on any interested member who has served responding materials in accordance with para. 3(c), above, and file same with the court.

4. **THIS COURT ORDERS** that, if the CFPC or an interested member intends to proceed with cross-examinations, the timetable set out in paragraph 3, above, may be revised on the consent of the CFPC and the interested member(s) or by further order of this court.

A handwritten signature in cursive script, reading "Justice S. Corthorn", is written over a horizontal line.

Issuance on October 2, 2024

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

PROCEEDING COMMENCED AT  
OTTAWA

**ORDER**

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14.05(3) (h) of the *Rules of Civil Procedure* and Section 288(4)  
of the *Canada Not-for-profit Corporations Act*, SC 2009, c 23)

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