

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE) TUESDAY, THE 6TH
)
Mr. JUSTICE GANS) DAY OF JUNE, 2017

BETWEEN:

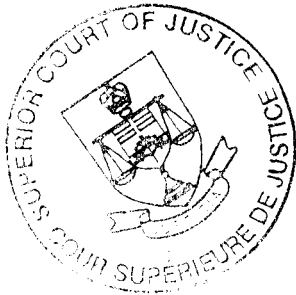
ROBERT SEED

Plaintiff

- and -

**HER MAJESTY THE QUEEN IN RIGHT OF THE
PROVINCE OF ONTARIO**

Defendant



Proceeding under the *Class Proceedings Act, 1992*

ORDER

THIS MOTION, made by Koskie Minsky LLP, Class Counsel, for an order approving the legal fees payable to Class Counsel with respect to these proceedings, was heard on Tuesday, June 6, 2017 at 330 University Avenue, Toronto, Ontario.

WHEREAS the settlement agreement in this action was executed on April 2 and 3, 2017 (the “Settlement Agreement”) and was approved by this court on June 6, 2017;

WHEREAS the settlement fund established pursuant to the Settlement Agreement in this action is \$8,000,000 (the “Settlement Fund”).

AND UPON HEARING the submissions of counsel for the Plaintiff and Defendant, and upon reading the materials filed, the motion record of Class Counsel and the factum of Class Counsel,

1. **THIS COURT ORDERS** that the fee payable to Koskie Minsky LLP out of the Settlement Fund is hereby set at \$2,412,534 in respect of legal fees, plus \$313,632 in respect of HST.

2. **THIS COURT ORDERS** that the disbursements payable out of the Settlement Fund, in addition to the fees payable in paragraph 1, above, is hereby set at \$775,517.47 (inclusive of all applicable taxes), to be distributed as follows:

disbursements payable to Koskie Minsky LLP: \$186,049.23; and


disbursements payable to the Law Foundation of Ontario: \$589,468.24

TOTAL: \$775,517.47

3. **THIS COURT ORDERS** that the levy payable to the Law Foundation of Ontario pursuant to section 10 of Regulation 771/92 of the *Law Society Act* out of the Settlement Fund shall be fixed at \$429,830.

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4. **THIS COURT ORDERS** that the Defendant shall pay the amounts set out in paragraphs 1 and 2 within ¹⁴~~7~~ business days of the Court Approval Date, as defined in the order approving the Settlement Agreement in this action.



GANS J.

ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

JUN 8 2017

PER / PAR:



ROBERT SEED
PLAINTIFF

AND
HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
DEFENDANT

Court File No: CV-11-420734

ONTARIO

SUPERIOR COURT OF JUSTICE

Proceeding commenced at Toronto

Proceeding under the *Class Proceedings Act*,
1992

ORDER
(FEE APPROVAL)

KOSKIE MINSKY LLP
900-20 Queen Street West
Toronto, ON M5H 3R3

Kirk M. Baert LSUC #309420
Tel: (416) 595-2117/Fax: (416) 204-2889

Celeste Poltak LSUC #46207A
Tel: (416) 595-2701/Fax: (416) 204-2909

David Rosenfeld LSUC #51143A
Tel: (416) 595-2700/Fax: (416) 204-2894

James Sayce LSUC #58730M
Tel: 416-542-6298 / Fax: 416-204-2809

Lawyers for the Plaintiff