

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE) MONDAY, THE 25TH
JUSTICE BELOBABA) DAY OF APRIL, 2016

BETWEEN:

**SHARON CLEGG AS LITIGATION GUARDIAN
OF MARLENE MCINTYRE**

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 Monday, April 25, 2016 at 330 University Avenue, Toronto, Ontario.

WHEREAS the settlement agreement in this action was executed on November 4, 2015 (the "Settlement Agreement") and was approved by this court on April 25, 2016;

WHEREAS the settlement fund established pursuant to the Settlement Agreement in this action is \$35,989,646.66 (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 \$3,700,000 in respect of legal fees and disbursements, plus \$481,000 in respect of HST.

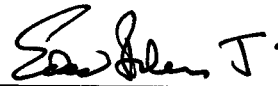
2. **THIS COURT ORDERS** that the levy payable to the Law Foundation of Ontario pursuant to section 10 of Regulation 771/92 of the *Law Society Act* out of the Settlement Fund shall be fixed at \$2,891,695.15.

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

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

APR 25 2016

AS DOCUMENT NO.:
A TITRE DE DOCUMENT NO.
PER / PAR:



BELOBABA J.

SHARON CLEGG et al.
PLAINTIFF

AND
HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
DEFENDANT

Court File No: CV-14-50642300 CP

ONTARIO

SUPERIOR COURT OF JUSTICE

Proceeding commenced at Toronto

Proceeding under the *Class Proceedings Act*,
1992

ORDER
(FEE APPROVAL)

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