

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE MR. JUSTICE ) WEDNESDAY, THE 21ST  
)  
PERELL ) DAY OF NOVEMBER, 2007

BETWEEN:

JOHN RUFFOLO and NICOLE LEPAGE

Plaintiffs

- and -

SUN LIFE ASSURANCE COMPANY OF CANADA

Defendant

AND BETWEEN:

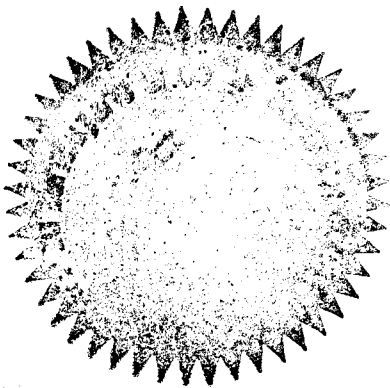
SUN LIFE ASSURANCE COMPANY OF CANADA

Plaintiff by counterclaim

- and -

NICOLE LEPAGE

Defendant to counterclaim

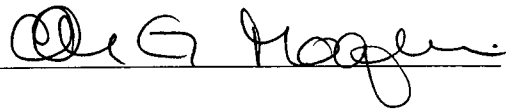


**JUDGMENT**

THIS ACTION was heard on October 29, 30 and 31, 2007 and November 1, 2 and 7, 2007, without a jury at Toronto, Ontario, in the presence of counsel for all parties appearing in person.

ON READING THE PLEADINGS AND HEARING THE EVIDENCE and the submissions of counsel for the parties,

1. THIS COURT ORDERS AND ADJUDGES that this action shall be and is hereby dismissed.
2. THIS COURT ORDERS AND ADJUDGES that the amount of \$2,146.47 be granted in favour of the plaintiff by counterclaim, Sun Life Assurance Company of Canada payable by the defendant to counterclaim, Nicole LePage.
3. THIS COURT ORDERS AND ADJUDGES that if the parties cannot agree as to the matter of costs within 20 days of the release of the Reasons for Judgment, then one or the other should advise the Court and arrangements may be made for oral or written submissions.



**E.M.G. Moquin,**  
Registrar, Superior Court of Justice

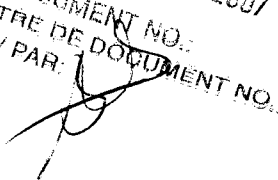
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JOHN RUFFOLO and NICOLE LEPAGE  
Plaintiffs

SUN LIFE ASSURANCE COMPANY OF  
and  
CANADA

Defendant

Court File No: 03-CV-261231CP3

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**

Proceeding commenced at Toronto, Ontario

**JUDGMENT**

Torys LLP  
Suite 3000  
79 Wellington St. W.  
Box 270, TD Centre  
Toronto, Ontario  
M5K 1N2 Canada

Patricia D.S. Jackson LSUC#: 18466S  
Tel: 416.865.7323

John Terry LSUC#: 32078P  
Tel: 416.865.8245

Amanda M. Kemschaw LSUC#: 49819F  
Tel: 416.865.7541 ax: 416.865.7380

Solicitors for the Defendant