

No. 37562

July 20, 2017

Le 20 juillet 2017

Coram: McLachlin C.J. and Abella,
Moldaver, Karakatsanis, Wagner, Gascon,
Côté, Brown and Rowe JJ.

Coram : La juge en chef McLachlin et les
juges Abella, Moldaver, Karakatsanis,
Wagner, Gascon, Côté, Brown et Rowe

BETWEEN:

ENTRE :

Jennifer Holley

Jennifer Holley

Applicant

Demanderesse

- and -

- et -

Nortel Networks Corporation, Nortel Networks Limited, Nortel Networks Global Corporation, Nortel Networks Technology Corporation, Nortel Networks International Corporation, Nortel Networks Inc. (formerly Northern Telecom International), Nortel Networks Capital Corporation, Nortel Altsystems Inc., Nortel Altsystems International Inc., Xros, Inc., Sonoma Systems, Qtera Corporation, CoreTek, Inc., Nortel Networks Applications Management Solutions Inc., Nortel Networks Optical Components Inc., Nortel Networks HPOCS Inc., Architel Systems (U.S.) Corporation, Nortel Networks International Inc., Northern Telecom International Inc., Nortel

Corporation Nortel Networks, Corporation Nortel Networks Limitée, Nortel Networks Global Corporation, Corporation Technologie Nortel Networks, Corporation Internationale Nortel Networks, Nortel Networks Inc. (anciennement Northern Telecom International), Nortel Networks Capital Corporation, Nortel Altsystems Inc., Nortel Altsystems International Inc., Xros, Inc., Sonoma Systems, Qtera Corporation, CoreTek, Inc., Nortel Networks Applications Management Solutions Inc., Nortel Networks Optical Components Inc., Nortel Networks HPOCS Inc., Architel Systems (U.S.) Corporation, Nortel Networks International Inc., Northern Telecom International Inc.,

Networks Cable Solutions Inc. and Nortel Networks (CALA) Inc., Ernst & Young Inc. in its capacity as Monitor, Official Committee of Unsecured Creditors of Nortel Networks, Nortel Networks Inc. (formerly Northern Telecom International), Nortel Networks Capital Corporation, Nortel Altsystems Inc., Nortel Altsystems International Inc., Xros, Inc., Sonoma Systems, Qtera Corporation, CoreTek, Inc., Nortel Networks Applications Management Solutions Inc., Nortel Networks Optical Components Inc., Nortel Networks HPOCS Inc., Architel Systems (U.S.) Corporation, Nortel Networks International Inc., Northern Telecom International Inc., Nortel Networks Cable Solutions Inc. and Nortel Networks (CALA) Inc., Ad Hod Group of Bondholders, Nortel Networks UK Limited, Nortel Networks S.A., Nortel Networks (Ireland) Limited, Nortel GmbH, Nortel Networks (Austria) GmbH, Nortel Networks AB, Nortel Networks BV, Nortel Networks Engineering Service Kft, Nortel Networks France S.A.S., Nortel Networks Hispania, S.A., Nortel Networks International Finance & Holding BV, Nortel Networks NV, Nortel Networks OY, Nortel Networks Polska Sp. z.o.o., Nortel Networks Portugal SA, Nortel Networks Romania SRL, Nortel Networks SpA, Nortel Networks Slovensko, s.r.o., and Nortel Networks, s.r.o., Canadian Former Employees and Disabled Employees Court Appointed Representatives and Nortel Canadian Continuing Employees Court Representatives

Respondents

Nortel Networks Cable Solutions Inc. and Nortel Networks (CALA) Inc., Ernst & Young Inc. en sa qualité de contrôleur, Official Committee of Unsecured Creditors of Nortel Networks, Nortel Networks Inc. (anciennement Northern Telecom International), Nortel Networks Capital Corporation, Nortel Altsystems Inc., Nortel Altsystems International Inc., Xros, Inc., Sonoma Systems, Qtera Corporation, CoreTek, Inc., Nortel Networks Applications Management Solutions Inc., Nortel Networks Optical Components Inc., Nortel Networks HPOCS Inc., Architel Systems (U.S.) Corporation, Nortel Networks International Inc., Northern Telecom International Inc., Nortel Networks Cable Solutions Inc. and Nortel Networks (CALA) Inc., Ad Hod Group of Bondholders, Nortel Networks UK Limited, Nortel Networks S.A., Nortel Networks (Ireland) Limited, Nortel GmbH, Nortel Networks (Austria) GmbH, Nortel Networks AB, Nortel Networks BV, Nortel Networks Engineering Service Kft, Nortel Networks France S.A.S., Nortel Networks Hispania, S.A., Nortel Networks International Finance & Holding BV, Nortel Networks NV, Nortel Networks OY, Nortel Networks Polska Sp. z.o.o., Nortel Networks Portugal SA, Nortel Networks Romania SRL, Nortel Networks SpA, Nortel Networks Slovensko, s.r.o., et Nortel Networks, s.r.o., Représentant des anciens employés et des employés en invalidité canadiens nommé par le tribunal et Représentant des employés canadiens de Nortel occupant un poste continu nommé par le tribunal

Intimés

JUDGMENT

The motion to expedite the application for leave to appeal is granted. The application for leave to appeal from the judgment of the Court of Appeal for Ontario, Number M47511, 2017 ONCA 210, dated March 13, 2017, is dismissed.

JUGEMENT

La requête visant à accélérer la procédure de la demande d'autorisation d'appel est accueillie. La demande d'autorisation d'appel de l'arrêt de la Cour d'appel de l'Ontario, numéro M47511, 2017 ONCA 210, daté du 13 mars 2017, est rejetée.

J.S.C.C.
J.C.S.C.