



SUPERIOR COURT OF JUSTICE

**COUNSEL SLIP/ ENDORSEMENT FORM**

COURT FILE NO.: CV-23-00698576-00CL DATE: FEBRUARY 27, 2025

NO. ON LIST: 2

TITLE OF PROCEEDING: **Kingsett Mortgage Corporation and Dorr Capital Corporation v. Stateview Homes (Minu Towns) Inc., Stateview Homes (Nao Towns) Inc., Stateview Homes (On The Mark) Inc., Stateview Homes (High Crown Estates) Inc. et al.**

BEFORE: **JUSTICE W.D. BLACK**

**PARTICIPANT INFORMATION**

**For Plaintiff, Applicant, Moving Party, Crown:**

Name of Person Appearing	Name of Party	Contact Info
Adam Slavens	Counsel for Tarion Warranty Corporation	aslavens@torys.com
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Dan Rosenbluth	Counsel for KSV Restructuring Inc.	Daniel.rosenbluth@paliareroland.com

**For Defendant, Respondent, Responding Party, Defence:**

Name of Person Appearing	Name of Party	Contact Info

**For Other, Self-Represented:**

Name of Person Appearing	Name of Party	Contact Info

**ENDORSEMENT OF JUSTICE W.D. BLACK:**

- [1] This was a set of motions brought by Tarion Warranty Corporation (“Tarion”) seeking, in each case, to lift stays for the narrow purpose of issuing and serving statements of claim on the Stateview entities (as described in the materials) before the potential expiry of limitation periods.
- [2] Tarion does not seek to take any other steps vis-à-vis the Stateview entities so long as the stays of proceedings remain in place; should that intention change, Tarion will seek leave of the court to take any such further steps.
- [3] I am satisfied that Tarion’s motion(s) should be granted. The court has a broad discretion and obligation to ensure that stays of proceedings do not unintentionally create substantive prejudice. In these cases, absent a temporary lifting of stays, Tarion would be prevented from preserving its claims before the potential expiry of limitation periods. I note the important public protection role that Tarion plays, and accept that granting the temporary stay lifts will be in keeping with and facilitate Tarion’s mandate.
- [4] There is no evident opposition to the relief sought, and the receivers and trustee of the Stateview entities consent to the orders sought.
- [5] In the circumstances I am granting and have signed the orders sought, copies of which are attached.



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W.D. BLACK J.

**DATE: FEBRUARY 27, 2025**