

**SUPERIOR COURT OF JUSTICE
CIVIL SCHEDULING UNIT
REQUISITION TO ATTEND CIVIL PRACTICE COURT**

330 University Avenue, 8th Floor
Toronto ON M5G 1R7
Email: civilpracticecourt@ontario.ca

Requisition to Attend Civil Practice Court before a Judge to Schedule (select one of the following):

- Urgent Hearing Long Motion or Application Summary Judgment Motion Request for Case Management Constitutional Question Appeal from the Consent and Capacity Board

*** To book a date through Civil Practice Court, please return this completed form in **Microsoft Word format** by email to: civilpracticecourt@ontario.ca.

Court File Number: CV-20-00643451-0000

Full Title of Proceeding (List all Parties in the Title of Proceeding):

Vaccine Choice Canada (VCC), Josee Anne McMAHON, Melina LEPE, Petronela GROZA, Carla SPIZZIRRI, Alysa SHEPHERD, Scott Daniel COOKE (by his Litigation Guardian Denise Adele COOKE), and Denis RANCOURT

- and -

Justin TRUDEAU, Prime Minister of Canada, Dr. Theresa TAM, Chief Medical Officer for Canada, Marc GARNEAU, Canadian Transport Minister, Doug FORD, Premier of Ontario, Christine ELLIOT, Minister of Health and Long-Term Care for Ontario, Stephen LECCE, Minister of Education for Ontario, Dr. David WILLIAMS, Ontario Chief Medical Officer, CITY OF TORONTO, John TORY, Mayor City of Toronto, Dr. Eileen DE VILLA, Toronto Chief Medical Officer, The County of WELLINGTON-DUFFERIN-GUELPH ("CWDG") Nicola MERCER (Chief) Medical Officer for CWDG, WINDSOR-ESSEX COUNTY, Dr. Wajid AHMED (Chief) Medical Officer for Windsor-Essex County, Her Majesty the Queen in Right of Canada, Her Majesty the Queen in Right of Ontario, Attorney General of Canada, Attorney General of Ontario, The Canadian Broadcasting Corporation ("CBC"), Johns and James DOE, officials and employees of the above-noted Defendants

Moving Party Is:

- Plaintiff/Applicant/Appellant
 All Defendants
 Other

1. Estimated time for oral argument by all parties:	3.5 hours
2. Nature of the action or application (e.g., personal injury, specific tort, contract or other case type identified on Form 14F):	Constitutional
3. Rule(s) or statutory provisions under which the motion / application is brought:	Rule 21.01(1)(b)
4. May the motion be heard by an associate judge or must it be heard by a judge?	Judge
5. Whether a particular judge or associate judge is seized of all motions in the proceeding or of the particular motion?	No
6. If the proceeding is governed by the Simplified Procedure Rule (Rule 76), does the motion concern undertakings given or refusals made on examination for discovery?	N/A
7. Is the motion seeking summary judgment?	No
8. Is the application or motion urgent?	No
9. Is any party self-represented?	No
10. Is this proceeding under case management?	No
11. Does the motion or application require a bilingual Judge or Associate Judge?	No

Name of Party and Lawyer Scheduling the Motion:

LAWYER FOR THE DEFENDANTS, WINDSOR-ESSEX COUNTY, DR. WAJID AHMED (CHIEF MEDICAL OFFICER FOR WINDSOR-ESSEX COUNTY

Dina Mejalli-Willis, Willis Business Law

Name and Firm (please type or print clearly)

2022-12-12

Date

Tel: (226) 526-8490 email: dmwillis@willislawfirm.ca

Telephone Number and Email Address

Name of Party and Lawyer Scheduling the Motion:

LAWYER FOR THE DEFENDANTS, JUSTIN TRUDEAU, PRIME MINISTER OF CANADA, DR. THERESA TAM, CHIEF MEDICAL OFFICER FOR CANADA, MARC GARNEAU, CANADIAN TRANSPORT MINISTER, HER MAJESTY THE QUEEN IN RIGHT OF CANADA AND THE ATTORNEY GENERAL OF CANADA

James Schneider, Attorney General of Canada

Name and Firm (please type or print clearly)

2022-12-12

Date

Tel: (647) 256-7545 email: james.schneider@justice.gc.ca

Telephone Number and Email Address

Name of Party and Lawyer Scheduling the Motion:

LAWYER FOR THE DEFENDANTS, DOUG FORD, PREMIER OF ONTARIO, CHRISTINE ELLIOT, MINISTER OF HEALTH AND LONG-TERM CARE FOR ONTARIO, STEPHEN LECCE, MINISTER OF EDUCATION FOR ONTARIO, DR. DAVID WILLIAMS, ONTARIO CHIEF MEDICAL OFFICER, ATTORNEY GENERAL OF ONTARIO

Savitri Gordian, Ministry of the Attorney General for Ontario

Name and Firm (please type or print clearly)

2022-12-12

Date

Tel: 416.894.3107 email: Savitri.Gordian@ontario.ca

Telephone Number and Email Address

Name and Firm (please type or print clearly)

Zachary Green, Ministry of the Attorney General for Ontario

Tel: 416.326.8517 email: zachary.green@ontario.ca

Telephone Number and Email Address

Name of Party and Lawyer Scheduling the Motion:

LAWYER FOR THE DEFENDANTS, CITY OF TORONTO, JOHN TORY, MAYOR CITY OF TORONTO, DR. EILEEN DE VILLA, TORONTO CHIEF MEDICAL OFFICER

Cara Davies, City of Toronto

Name and Firm (please type or print clearly)

2022-12-12

Date

Tel: (416) 397-7715 email: cara.davies@toronto.ca

Telephone Number and Email Address

Name of Party and Lawyer Scheduling the Motion:

LAWYER FOR THE DEFENDANT, NICOLA MERCER

Neil A. Ornstein, Mathews, Dinsdale & Clark LLP

Name and Firm (please type or print clearly)

2022-12-12

Date

Tel: (416) 869-8548 email: nornstein@mathewsdinsdale.com

Telephone Number and Email Address

Name of Party and Lawyer Responding:

LAWYER FOR ALL PLAINTIFFS

Rocco Galati, Rocco Galati Law Firm Professional Corporation

Name and Firm (please type or print clearly)

Tel: (416) 530-9684 email: rocco@indirect.com

Telephone Number and Email Address

Presiding Judge:

CPC#: 5

JUSTICE CHALMERS

DATE: 2023-01-17

Counsel attending (if different than listed above):

Plaintiff:

Defendant: **for the Federal Defendants: M. Cormack**

Other:

ENDORSEMENT


The Defendants bring this motion pursuant to R. 21 to strike the Plaintiff's claim for disclosing no cause of action and/or that it is vexatious or frivolous. The parties agree that it will be a long motion and will be argued over 1½ days.

The motion is scheduled for January 30-February 1, 2024. The timetable set out below is established.

~~[delete if inapplicable]~~ The schedule set out on the next page is ordered.

DATE: January 17, 2023

Judge's Signature

X 

SCHEDULE

TIMETABLE

- **MOVING PARTY'S MOTION RECORD, APPLICATION RECORD, OR APPEAL BOOK TO BE DELIVERED¹ BY: June 30, 2023**
- **RESPONDING PARTY RECORD TO BE DELIVERED BY: July 28, 2023**
- **REPLY RECORD, IF ANY, TO BE DELIVERED BY:**
- **CROSS-EXAMINATIONS TO BE COMPLETED BY: October 31, 2023**
- **UNDERTAKINGS TO BE ANSWERED BY:**
- **MOTION FOR REFUSALS BY:**
- **CASE CONFERENCE TO BE CONDUCTED BY:**
- **MOVING PARTY OR APPLICANT'S FACTUM TO BE DELIVERED BY: November 17, 2023**
- **RESPONDING PARTY FACTUM TO BE DELIVERED BY: December 8, 2023**
- **REPLY FACTUM, IF ANY BY: December 22, 2023**
- **APPROVED HEARING DATE: January 30-February 1, 2024**
- **ANY ADDITIONAL TIMETABLE ITEMS:**

THE PARTIES SHALL COMPLY WITH ALL PRACTICE DIRECTIONS ISSUED FOR THE TORONTO REGION APPLICABLE TO THIS MOTION OR APPLICATION, INCLUDING THE REQUIREMENTS FOR FILING DOCUMENTS AND UPLOADING THEM TO CASELINES AS SUMMARIZED IN THE TABLE BELOW.

¹ *Rule* 1.01: "deliver" means serve and file with proof of service, and "delivery" has a corresponding meaning.

REQUIRED STEPS CHECKLIST

STEP	HOW	CHECK IF DONE
File documents and pay all fees	<p>File your documents and pay fees using the Civil Submissions Online portal https://www.ontario.ca/page/file-civil-claim-online. If your matter is urgent or you are filing documents for a court date or deadline that is fewer than 5 business days away, email your documents to the court office at : Civil Urgent Matters-SCJ-Toronto <CivilUrgentMatters-SCJ-Toronto@ontario.ca></p> <p>Documents submitted to the court in electronic format must be named in accordance with the Superior Court's Standard Document Naming Protocol, which can be found in section C.8 of the <i>Consolidated Notice to the Profession, Litigants, Accused Persons, Public and the Media</i> at: https://www.ontariocourts.ca/scj/notices-and-orders-covid-19/consolidated-notice/#8 Standard document naming protocol.</p> <p>See new Rule 4.05.2.</p> <p>Ensure your email address is on all documents filed.</p>	<input type="checkbox"/>
30 DAYS BEFORE HEARING		
Email Motions Coordinator 30 days prior to the motion or application hearing date about the status of the motion or application including names, telephone numbers, and email addresses of all counsel and/or self-represented parties. After this is done, the parties will receive an email from CaseLines saying it is ready to use.	Send email to: LongMotionsStatus.Judge@ontario.ca .	<input type="checkbox"/>
AT LEAST ONE WEEK BEFORE HEARING		
<p>Upload materials to CaseLines including all Motion Records, Factums, and the requested Draft Order or Judgment.</p> <p>Upload your factum and draft Order or Judgment in WORD format.</p>	<p>See new Rule 4.05.3.</p> <p>Ensure you email address is on all documents filed.</p> <p>For more information about CaseLines, including answers to frequently asked questions, refer to <i>Supplementary Notice to the Profession and Litigants in Civil and Family Matters – Including Electronic Filings and Document Sharing (CaseLines Pilot)</i> September 2, 2020; updated December 17, 2020 found at https://www.ontariocourts.ca/scj/notices-and-orders-covid-19/supplementary-notice-september-2-2020/.</p>	<input type="checkbox"/>

<p>Confer with opposing counsel and email Motion Confirmation form to Motions Coordinator.</p>	<p>For motions, see: Rule 37.10.1 and Form 37B. For applications, see: Rule 38.09.1(1) and Form 38B. Send email to: LongMotionsStatus.Judge@ontario.ca.</p>	<p><input type="checkbox"/></p>
<p>SHORTLY BEFORE HEARING</p>		
<p>Upload Compendiums. For all oral motions and applications upload a Compendium to CaseLines at any time before the hearing which contain the excerpted portions of the cases and evidence which the parties intend to rely upon. Counsel and self-represented parties should familiarize themselves with the CaseLines-generated page numbering on uploaded documents for ease in directing the judge to specific pages.</p>	<p>See email from CaseLines.</p>	<p><input type="checkbox"/></p>
<p>Upload any amended requested Draft Order or Judgment into CaseLines.</p>	<p>See uploading instructions in the Frequently Asked Questions About CaseLines at: https://www.ontariocourts.ca/scj/notices-and-orders-covid-19/supplementary-notice-september-2-2020/fag-caselines/.</p>	<p><input type="checkbox"/></p>
<p>Exchange costs outlines not exceeding 3 pages in length.</p>	<p>See Rule 57.01(6) and Form 57B.</p>	<p><input type="checkbox"/></p>
<p>AFTER THE HEARING</p>		
<p>Upload the costs outlines to CaseLines <u>if there have been no Rule 49 Offers to Settle</u>. If there have been Rule 49 Offers to Settle, then costs outlines should be dealt with in the manner directed by the Motions or Applications Judge.</p>		<p><input type="checkbox"/></p>