**CIVIL LITIGATION - TABLE OF CONTENTS**

|  |  |  |
| --- | --- | --- |
| **Chapter** | **Topic** | **Pages** |
| 15 | Jurisdiction and organization of the courts of Ontario | 111 |
| 16 | The lawyer- client relationship | 119 |
| 17 | Privacy issues and litigation | 121 |
| 18 | Preliminary matters to be considered before commencing proceedings | 123 |
| 19 | Parties: persons who can sue and be sued | 129 |
| 20 | Joinder and interventions | 139 |
| 21 | Commencement of proceeding | 145 |
| 22 | Applications | 151 |
| 23 | Service of Process | 157 |
| 24 | Pleadings | 165 |
| 25 | Disposition without Trial | 175 |
| 26 | Subsidiary Claims - counterclaims, crossclaims and 3rd party claims | 185 |
| 27 | Motions | 191 |
| 28 | Discovery | 201 |
| 29 | Offers to settle and pre-trial procedures | 227 |
| 30 | Preparing for trial: marshalling evidence | 239 |
| 31 | Trial Procedure | 247 |
| 32 | Judgments, orders, appeals, enforcement, and costs | 261 |
| 33 | Alternative dispute resolution, case management, and mandatory mediation | 275 |
| 34 | Simplified procedure under Rule 76 | 289 |

**CIVIL LITIGATION - NUMERICAL INDEX**

|  |  |  |
| --- | --- | --- |
| Administration and Management - Court of Ontario - Regions  SEE: Court of Ontario | 111(L) | 1 |
| Court of Ontario - Administration and Management - Regions | 111(L) | 1 |
| Court of Ontario - Regions - Administration and Management | 111(L) | 1 |
| Courts of Justice Act - Establishes Organization of Court | 111(L) | 1 |
| Organization of Court of Ontario - Regions - Administration and Management | 111(L) | 1 |
| Organization of Courts of Ontario - Courts of Justice Act establishes | 111(L) | 1 |
| Organization of the Courts of Ontario - Boundaries Regions - fixed by Designation of Regions Regulation | 111(L) | 1 |
| Organization of the Courts of Ontario - Administration and Management - Designated Senior Judge - Region | 111(L) | 1 |
| Organization of the Courts of Ontario - Judge - Jurisdiction - Assigned to Particular Region - s. 15(1) CJA | 111(L) | 1 |
| Regions - Court of Ontario | 111(L) | 1 |
| Organization of the Courts of Ontario - Regional Senior Judge - Region - Administers Judiciary | 111(L) | 1 |
| Superior Court of Justice - Regional Senior Judge | 111(L) | 1 |
| Official Language of Courts - English and French - s. 125(1) CJA | 111(L) | 1.1 |
| Language of Courts - s. 125(1) CJA | 111(L) | 1.1 |
| Proceedings in French language exemption | 111(L) | 1.1 |
| Hearings and Documents in English - s. 125(2) CJA | 111(L) | 1.1 |
| Bilingual proceedings - s. 126(1) CJA | 111(R) | 1.1 |
| French - bilingual proceeding right - s. 126(1) CJA | 111(R) | 1.1 |
| How to exercise bilingual proceeding right - Bilingual Proceedings, O. Reg 53/01, s. 3 | 111(R) | 1.1 |
| French - bilingual Proceeding Right - how to - Bilingual Proceedings, O. Reg 53/01, s. 3 | 111(R) | 1.1 |
| Form 1 Requisition or Written Statement s. 5 CJA - Bilingual Processes | 111(R) | 1.1 |
| Process for Bilingual Proceeding - Form 1 or s. 5 CJA | 111(R) | 1.1 |
| Appeal - Bilingual Proceeding - ss. 7-8 CJA and Form 2 | 111(R) | 1.1 |
| Bilingual Proceeding - Appeal - ss. 7-8 CJA and Form 2 | 111(R) | 1.1 |
| Examinations Outside of Court - French - Bilingual Proceedings | 111(R) | 1.1 |
| Bilingual Proceedings - Examinations Outside of Court | 111(R) | 1.1 |
| Bilingual Juries and Filing of Documents in French - CJA ss. 126(2)2, 3 and 7 and Schedules 1 and 2 | 111(R) | 1.1 |
| French Filing of Documents - Bilingual Juries - CJA ss. 126(2)2, 3 and 7 and Schedules 1 and 2 | 111(R) | 1.1 |
| CJA ss. 126(2)2, 3 and 7 and Schedules 1 and 2 - Bilingual Juries and Filing of Documents in French | 111(R) | 1.1 |
| Court of Appeal - Inherent jurisdiction | 111(R) | 1.2 |
| Court of Appeal - Jurisdiction - Inherent | 111(R) | 1.2 |
| Inherent jurisdiction - Definition | 111(R) | 1.2 |
| Jurisdiction - Inherent | 111(R) | 1.2 |
| Court of Appeal - Jurisdiction - s. 2 CJA | 111(R) | 1.2 |
| Jurisdiction - Court of Appeal | 111(R) | 1.2 |
| Court of Appeal - Additional Powers - Conferred by Statute (CJA and others) | 111(R) | 1.2 |
| Chief Justice of Ontario - President of Court of Appeal - s. 3(1)(a) CJA | 111(R) | 1.2 |
| Chief Justice of Ontario - President of Court of Appeal - General Supervision and Direction - s. 5(1) CJA | 111(R) | 1.2 |
| Constitutional Reference - Lieutenant Governor in Council / Provincial Cabinet | 112(L) | 1.2 |
| Court of Appeal - General | 111(R) | 1.2 |
| Court of Appeal - Jurisdiction - Appellate Jurisdiction of Superior Court - s. 6 CJA | 111(R) | 1.2 |
| Court of Appeal - Associate Chief Justice | 111(R) | 1.2 |
| Court of Appeal - Chief Justice of Ontario | 111(R) | 1.2 |
| Court of Appeal - Composition of Court - s. 3(1) CJA | 111(R) | 1.2 |
| Court of Appeal - Judges - Number - Can be increased - s. 3(2) CJA | 111(R) | 1.2 |
| Court of Appeal - Constitutional References - Original Jurisdiction - s. 8 CJA | 112(L) | 1.2 |
| Court of Appeal - Judges - Composition | 112(L) | 1.2 |
| Court of Appeal - Judges - Number - Motions - One Judge - s. 7(2) CJA | 112(L) | 1.2 |
| Court of Appeal - Judges - Number - Motions - Exceptions - s. 7(3) CJA | 112(L) | 1.2 |
| Court of Appeal - Judge on Motion - Powers - Adjourn to Panel - s. 7(4) CJA | 112(L) | 1.2 |
| Court of Appeal - Judge on Motion - Panel May Set Aside or Vary - s. 7(5) CJA | 112(L) | 1.2 |
| Panel May Set Aside or Vary - Single Judge Decision - On Motion - s. 7(5) CJA | 112(L) | 1.2 |
| Court of Appeal - Judges - Number on Court | 111(R) | 1.2 |
| Court of Appeal - Judges - Number on Panel - s. 7(1) CJA | 112(L) | 1.2 |
| Court of Appeal - Judges - Panel - Uneven Number - s. 7(1) CJA | 112(L) | 1.2 |
| Court of Appeal - Judges - Panel - Minimum Number - Three - s. 7(1) CJA | 111(R) | 1.2 |
| Court of Appeal - Judges - Number - Current Total Number | 111(R) | 1.2 |
| Court of Appeal - Judges - Panel Size - s. 7(1) CJA | 111(R) | 1.2 |
| Court of Appeal - Judges - Proceeding - Number | 112(L) | 1.2 |
| Court of Appeal - Judges - Single Judge - Adjourn Motion - s. 7(4) CJA | 111(R) | 1.2 |
| Court of Appeal - Judges - Title | 112(L) | 1.2 |
| Court of Appeal - Judges - Associate Chief Justice | 111(R) | 1. |
| Court of Appeal - Jurisdiction - Appellate | 111(R) | 1.2 |
| Court of Appeal - Jurisdiction - Original - Constitutional References - s. 8 CJA | 112(L) | 1.2 |
| Jurisdiction - General Appellate - Court of Appeal - s. 6 CJA | 111(R) | 1.2 |
| Court of Appeal - Number of Judges - Composition - s. 3(1) CJA | 111(R) | 1.2 |
| Court of Appeal - Original Jurisdiction - Questions - Lieutenant Governor in Council - s. 8 CJA | 111(R) | 1.2 |
| Court of Appeal - President of - Chief Justice of Ontario - s. 3(1)(a) CJA | 111(R) | 1.2 |
| Court of Appeal - Referring to Judges - Gender neutral | 111(R) | 1.2 |
| Judges - How to refer to - Court of Appeal | 111(R) | 1.2 |
| Lieutenant Governor in Council - Constitutional Reference - s. 8 CJA | 112(L) | 1.1 |
| Practice Directions - Judges - How to refer to - Court of Appeal | 111(R) | 1.2 |
| President of Court of Appeal - Chief Justice of Ontario - s. 3(1)(a) CJA | 111(R) | 1.2 |
| Provincial Cabinet - Constitutional Reference | 112(L) | 1.2 |
| Referring to Judges - Court of Appeal - Gender Neutral | 112(L) | 1.2 |
| Judges - Panel - Minimum Three - Court of Appeal - s. 7(1) CJA | 112(L) | 1.2 |
| Court of Ontario - Generally - Two Divisions | 112(L) | 1.3 |
| Court of Ontario - Two Divisions | 112(L) | 1.3 |
| Superior Court of Justice - Civil and Criminal Jurisdiction | 112(L) | 1.3.1 |
| Superior Court of Justice - Jurisdiction - Civil and Criminal | 112(L) | 1.3.1 |
| Superior Court of Justice - Jurisdiction - Historical Powers - s. 11 | 112(L) | 1.3.1 |
| Master  SEE Court of Ontario - Superior Court of Justice - Master | 112(R) | 1.3.1 |
| Court of Ontario - Superior Court of Justice  SEE: Superior Court of Justice | 112(R) | 1.3.1 |
| Jurisdiction - Superior Court of Justice | 112(L) | 1.2.1 |
| Practice Directions - Judges - How to refer to - Court of Ontario | 112(R) | 1.3.1 |
| Referring to Judges - Court of Ontario | 112(L) | 1.3.1 |
| Superior Court of Justice - Generally | 112(L) | 1.3.1 |
| Superior Court of Justice - Associate Chief Justice | 112(L) | 1.3.1 |
| Superior Court of Justice - Chief Justice | 112(L) | 1.3.1 |
| Superior Court of Justice - Composition of Court - s. 12 CJA | 112(L) | 1.3.1 |
| Superior Court of Justice - Number of Judges - Fixed by Regulation - 231 Judges - O.Reg. 256/08 | 112(L) | 1.3.1 |
| Superior Court of Justice - How to refer to Judges - s. 86(1) CJA | 112(L) | 1.3.1 |
| Superior Court of Justice - Judges - Composition - s. 12 CJA | 112(L) | 1.3.1 |
| Superior Court of Justice - Judges - Number of - s. 12 CJA | 112(L) | 1.3.1 |
| Superior Court of Justice - Judges - Panel Size | 112(L) | 1.3.1 |
| Superior Court of Justice - Judges - Referring to - s. 86(1) CJA | 112(R) | 1.3.1 |
| Superior Court of Justice - Judges - Referring to - Judge Appointed Before September 1990 - s. 86(2) CJA | 112(R) | 1.3.1 |
| Superior Court of Justice - Judges - Title | 112(R) | 1.3.1 |
| Superior Court of Justice - Jurisdiction - Appeals - s. 17 | 112(R) | 1.3.1 |
| Superior Court of Justice - Jurisdiction - Original/Trial - Civil Matters - s. 11(2) CJA | 112(L) | 1.3.1 |
| Superior Court of Justice - Masters - Appointment | 112(R) | 1.3.1 |
| Superior Court of Justice - Number on Panel - One Judge | 112(L) | 1.3.1 |
| Superior Court of Justice - Panel Size - One Judge - s. 16 CJA  SEE ALSO: Superior Court of Justice - Divisional Court - Judges - Panel Size - Three Judges | 112(L) | 1.3.1 |
| Superior Court of Justice - Senior judge for the Family Court | 112(L) | 1.3.1 |
| Superior Court of Justice - Chief Justice/President | 112(L) | 1.3.1 |
| Superior Court of Justice - Chief Justice - Responsibilities - s. 14(1) CJA | 112(L) | 1.3.1 |
| Superior Court of Justice - Regional Senior Judge - Powers and Duties of Chief Justice in Particular Region - s. 14(2) CJA | 112(L) | 1.3.1 |
| Superior Court of Justice - Chief Justice also President | 112(L) | 1.3.1 |
| Superior Court of Justice - Regional Senior Judge - Each Region | 112(L) | 1.3.1 |
| Superior Court of Justice - Family Court - Senior judge | 112(R) | 1.3.1 |
| Superior Court of Justice - Masters - Appointed Provincially | 112(R) | 1.3.1 |
| Superior Court of Justice - Masters - Not Appointed Under s. 96 | 112(L) | 1.3.1 |
| Superior Court of Justice - Masters - Where Sit Permanently | 112(R) | 1.3.1 |
| Superior Court of Justice - Masters - Scheduled Sittings | 112(R) | 1.3.1 |
| Case Management Master - s. 86.1 CJA | 112(R) | 1.3.1 |
| Masters - Superior Court of Justice | 112(R) | 1.3.1 |
| Masters - Superior Court of Justice - Appointed Provincially | 112(R) | 1.3.1 |
| Superior Court of Justice - Jurisdiction - Master (R. 37.02(2)) | 112(R) | 1.3.1 |
| Superior Court of Justice - Masters | 112(LR) | 1.2.1 |
| Superior Court of Justice - Masters - Jurisdiction (R. 37.02(2)) | 112(R) | 1.3.1 |
| Superior Court of Justice - Masters - Jurisdiction - Motions Within Masters Jurisdiction - Heard by Master (R. 37.04) | 112(R) | 1.3.1 |
| Superior Court of Justice - Masters - Case Management Masters - Jurisdiction - s. 86.1(6) CJA | 112(R) | 1.3.1 |
| Superior Court of Justice - Assessment Officers - Appointments - s. 90(1) CJA | 112(R) | 1.3.1 |
| Superior Court of Justice - Assessment Officers - Jurisdiction to Assess Costs of Any Proceeding - s. 90(3) CJA | 112(R) | 1.3.1 |
| Superior Court of Justice - Every Master an Assessment Officer - s. 90(2) CJA | 112(R) | 1.3.1 |
| Masters - Superior Court of Justice - Also Assessment Officers - s. 90(2) CJA | 112(R) | 1.3.1 |
| Superior Court of Justice - Registrar | 112(R) | 1.3.1 |
| Superior Court of Justice - Registrars - Appointments | 112(R) | 1.3.1 |
| Superior Court of Justice - Registrars - Authority (R. 37.02(3)) | 112(R) | 1.3.1 |
| Superior Court of Justice - Registrars - Amending Pleading, Notice of Application/Motion, Addition, Deletion, etc. | 112(R) 113(L) | 1.3.1 |
| Divisional Court   SEE: Superior Court of Justice - Divisional | 113(L) | 1.3.1(a) |
| Jurisdiction - Divisional Court | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Generally | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Appeal - Region - s. 19 CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Chief Justice / President - s. 18(2) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Superior Court Judges also Divisional Court Judges - s. 18(3) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Judges - Rotate through Divisional Court - s. 18(2) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Composition | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Judges - Composition | 112(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Judges - Panel Size - Three Judges | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Judges - Panel Size - Exception - s. 21(2) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Judges - Panel Size - Motion - s. 21(3) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Judge - Adjourning Motion to Panel - s. 21(4) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Judicial Review | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Jurisdiction - Original Jurisdiction - Judicial review - s. 6(1) JRPA | 113(L) | 1.3.1(a) |
| Judicial Review - Divisional Court - Superior Court of Justice - s. 6(1) JRPA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Jurisdiction - Primarily Appellate - s. 19 CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Panel Size | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Hearing location / Region of Appeal - s. 20(1) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Proceedings in | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Region for hearing | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Where to Hear Appeal - s. 20(1) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Hearing Appeals - Region - s. 20(1) CJA | 113(L) | 1.3.1(a) |
| Superior Court of Justice - Small Claims Court - Judges - Deputy Judges | 113(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Judges - Deputy Judges - Term of Appointment - Three Year Renewable - s. 32 CJA | 113(R) | 1.3.1(b) |
| Small Claims Court   SEE: Superior Court of Justice - Small Claims Court | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Divisional Court - Location of Hearing - Proceeding other than Appeal - s. 20(2) CJA | 113(R) | 1.3.1(a) |
| Superior Court of Justice - Divisional Court - Hearing Non-Appeals - Region - s. 20(2) CJA | 113(L) | 1.3.1(a) |
| Jurisdiction - Small Claims Court - s. 23 CJA | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Judges - Judicial Head / President - Chief Justice of Superior Court - s. 22(2) CJA | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Judge of Superior Court Also Judge of Small Claims Court - s. 22(3) CJA | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Jurisdiction - s. 23 CJA | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Purpose - Accessibility and Informality | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Max Claim - $25,000 | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Monetary limit - $25,000 | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Jurisdiction - No Jurisdiction to Exceed Monetary Limit | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Jurisdiction - Authority to take Accounts Between Parties - 2146100 Ontario Ltd v 2052750 Ontario Inc | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - No Equitable Relief Generally - s. 96(3) CJA  SEE: Unless Within Monetary Jurisdiction - Grover v Hodgins | 113(R)  113(R) | 1.3.1(b)  1.3.1(b) |
| Superior Court of Justice - Small Claims Court - No Equitable Relief Generally - Unless Within Monetary Jurisdiction - Grover v Hodgins | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - No Declaratory Relief Generally - s. 97 CJA  SEE: Unless Within Monetary Jurisdiction - Grover v Hodgins | 113(R)  113(R) | 1.3.1(b)  1.3.1(b) |
| Superior Court of Justice - Small Claims Court - No Declaratory Relief Generally - Unless Within Monetary Jurisdiction - Grover v Hodgins | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Hearing Suit Against Federal Crown - Luo v Canada (Attorney-General) | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - No Equitable / Declaratory Relief - Except Where Within Monetary Jurisdiction | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Purpose | 113(R) | 1.3.1(b) |
| Monetary Limit - Small Claims Court | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - General - s. 22(1) CJA | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Counterclaim | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Counterclaim / Defendants Claim | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Counterclaim / Defendants Claim - Max Counterclaim - $25,000 | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Evidence - Rules relaxed / flexible - s. 27 | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Judges - Deputy Judge - Definition - s. 32(1) CJA | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Judges - Deputy Judge - What is a Deputy Judge - s. 32(1) CJA | 113(R) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Judges - Number on Panel - One Judge | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Judges - Panel Size - One Judge | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Judges - Who Can Sit on Panel | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Statutory Mandate - s. 25 CJA - just and agreeable to good conscience | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Procedures | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Rules - Rules of the Small Claims Court | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Rules - Where Rules do not Cover Matter Adequately | 114(L) | 1.3.1(b) |
| Evidence - Small Claims Court - Rules flexible / relaxed - s. 27 CJA | 114(L) | 1.3.1(b) |
| Hearsay - Evidence - Small Claims - Rules flexible / relaxed | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Evidence | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Evidence - Hearsay - Rules relaxed - s. 27 CJA | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Appeals from | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Appeals - to Divisional Court | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Appeals - Minimum Requirement for Payment / Recovery of Personal Property - $2,500 | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Evidence - Hearsay permitted - Exceptions - s. 27(3) CJA | 114(L) | 1.3.1(b) |
| Superior Court of Justice - Small Claims Court - Evidence - Rules Relaxed - Exceptions - Privilege / Inadmissible by Statute - s. 27(3) CJA | 114(L) | 1.3.1(b) |
| Ontario Court of Justice - Judges - Associate Chief Justice - s. 35 CJA | 114(L) | 1.3.2 |
| Ontario Court of Justice - Judges - Chief Justice of Ontario Court of Justice / President - s. 35(a) CJA | 114(L) | 1.3.2 |
| Ontario Court of Justice - Judges - Composition - s. 35 CJA | 114(L) | 1.3.2 |
| Ontario Court of Justice - Judges - Associate Chief Justice-Coordinator of Justices of the Peace - s. 35 CJA | 114(L) | 1.3.2 |
| Ontario Court of Justice - Judges - Judicial Head / President | 114(L) | 1.3.2 |
| Ontario Court of Justice - Judges - Provincial Judges Appointed under s. 42(1) - s. 35 CJA | 114(L) | 1.3.2 |
| Ontario Court of Justice - Judges - Provincial Judges Assigned to Former Provincial Court (Criminal Division) or Provincial Court (Family Division) - s. 35 CJA | 114(L) | 1.3.2 |
| Ontario Court of Justice - Judges - Regional Senior Judge - Each Region - s. 35(b) CJA | 114(L) | 1.3.2 |
| Ontario Court of Justice  SEE: Court of Ontario - Ontario Court of Justice | 114(L) | 1.3.2 |
| Ontario Court of Justice - General | 114(L) | 1.3.2 |
| Specialized Courts - Commercial List - Governed by | 114(R) | 1.3.3(a) |
| Specialized Courts - Commercial List - Practice Direction | 114(R) | 1.2.3(a) |
| Jurisdiction - Commercial List | 114(R) | 1.3.3(a) |
| Specialized Courts - Commercial List - Jurisdiction | 114(R)-115(L) | 1.3.3(a) |
| Ontario Court of Justice - Judges - Assignments by Chief Justice | 114(R) | 1.3.2 |
| Ontario Court of Justice - Judges - Chief Justice - Responsibilities - s. 36(1) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Judges - Regional Senior Judge - Exercises Powers of Chief Justice in Region - s. 36(2) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Judges - Justices of the Peace - Where May Preside | 114(R) | 1.3.2 |
| Ontario Court of Justice - Jurisdiction - Youth Court for YOA and YCJA - s. 38(3) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Judges - Number on Panel - One - s. 39(1) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Judges - Panel Size - One Judge - s. 39(1) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Judges - Powers and duties - s. 38(1) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Judges - Powers and Duties - Functions Assigned Under Other Statutes | 114(R) | 1.3.2 |
| Ontario Court of Justice - Judges - Chief Justice - Duties - Region Assignments - s. 37(1) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Jurisdiction | 114(R) | 1.3.2 |
| Ontario Court of Justice - Justices of the Peace - May Preside Over Provincial Offences Act Proceeding - s. 39(2) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Panel Size - One Judge - s. 39(1) CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Appeals from | 114(R) | 1.3.2 |
| Ontario Court of Justice - Appeals - Where No Appeal Provision - Appeal Lies to Superior Court of Justice - s. 40 CJA | 114(R) | 1.3.2 |
| Ontario Court of Justice - Proceedings | 114(R) | 1.3.2 |
| Jurisdiction - Ontario Court of Justice | 114(R) | 1.3.2 |
| Specialized Courts - Commercial List - Judges | 114(R) | 1.3.3(a) |
| Practice Directions - Defined - Directives Issued by Court Providing for Specific Procedures to be Followed | 114(R) | 1.3.3 |
| Practice Directions - Specialized Courts - Toronto -  SEE: Specialized Courts | 114(R) | 1.3.3 |
| Specialized Courts - Generally | 114(R) | 1.3.3 |
| Specialized Courts - Commercial List - Administration of | 114(R) | 1.3.3(a) |
| Specialized Courts - Commercial List - Administered by - Judges with Interest / Expertise in Commercial Matters | 114(R) | 1.3.3(a) |
| Specialized Courts - Commercial List - Judges - Preside in Monthly Cycles | 114(R) | 1.3.3(a) |
| Specialized Courts - Toronto Region | 114(R) | 1.3.3 |
| Toronto - Specialized Courts  SEE Specialized Courts - Toronto Region | 114(R) | 1.3.3 |
| Specialized Courts - Commercial List - Generally | 114(R) | 1.3.3(a) |
| Commercial List   SEE: Specialized Courts - Commercial List | 114(R) | 1.3.3(a) |
| Specialized Courts - Commercial List - Practice Direction - Specifies Types of Matters Heard | 114(R) | 1.3.3(a) |
| Specialized Courts - Commercial List - Procedure - Practice Direction | 114(R) | 1.3.3(a) |
| Specialized Courts - Commercial List - Appropriate Matters | 115(L) | 1.3.3(a) |
| Specialized Courts - Commercial List - Practice Direction - Types of Matters | 115(L) | 1.3.3(a) |
| Specialized Courts - Commercial List - Authorities Book | 115(L) | 1.3.3(a) |
| Specialized Courts - Commercial List - Electronic Filing - Guideline | 115(L) | 1.3.3(a) |
| Specialized Courts - Commercial List - Filing - Electronic - Guideline | 115(L) | 1.3.3(a) |
| Specialized Courts - Commercial List - Guideline - Electronic Filing | 115(L) | 1.3.3(a) |
| Specialized Courts - Commercial List - Electronic Copies - Specified Format | 115(L) | 1.3.3(a) |
| Specialized Courts - Commercial List - Practice Direction - Authorities Book | 115(L) | 1.3.3(a) |
| Specialized Courts - Commercial List - Objectives of | 115(L) | 1.3.3(a) |
| Estates List  SEE: Specialized Courts - Estates List | 115(R) | 1.3.3(b) |
| Jurisdiction - Estates List | 115(R) | 1.3.3(b) |
| Specialized Courts - Estates List - Jurisdiction | 115(R) | 1.3.3(b) |
| Specialized Courts - Estates List - Matters to be heard | 115(R) | 1.3.3(b) |
| Specialized Courts - Estates List - Practice Direction - Matters to be heard | 115(R) | 1.3.3(b) |
| Specialized Courts - Estates List - Generally | 115(R) | 1.3.3(b) |
| Specialized Courts - Estates List - Non-Contentious Matters (R. 74) | 116(L) | 1.3.3(b) |
| Specialized Courts - Estates List - Contentious Matters (R. 75) | 116(L) | 1.3.3(b) |
| Specialized Courts - Estates List - Procedure - Rules | 116(L) | 1.3.3(b) |
| Case Management - Purpose - Where Need for Court Intervention Demonstrated | 116(L) | 1.3.4 |
| Case Management - Where Rule Applies - Actions and Applications | 116(L) | 1.3.4 |
| Case Management - Where Rule Applies - Exceptions (R. 77.02(2)) | 116(L) | 1.3.4 |
| Case Management - Assignment - Where On Consent (R. 77.05(1)) | 116(L) | 1.3.4 |
| Case Management - Assignment - Where No Consent (R. 77.05(2)) | 116(L) | 1.3.4 |
| Case Management - Assignment - Where Motion for Assignment Necessary (R. 77.05(2)(b)) | 116(L) | 1.3.4 |
| Case Management - Factors - Assignment (R. 77.05(4)) | 116(L) | 1.3.4 |
| Case Management - Where Rule Applies - Locations Where Used - Ottawa / Toronto / Windsor (County of Essex) (R. 77.02(1)) | 116(L) | 1.3.4 |
| ADR - Techniques - Case Management & (R. 77)  SEE: Case Management (R. 77) | 116(L) | 1.3.4 |
| Court of Ontario - Case Management (R. 77)  SEE: Case Management (R. 77) | 116(L) | 1.3.4 |
| Rule 77  SEE: Case Management (R. 77) | 116(L) | 1.3.4 |
| Case Management - Powers of Court - Convening hearing | 116(L) | 1.3.4 |
| Case Management - Case Conference - Convened at Initiative of | 116(L) | 1.3.4 |
| Case Management - Case Conference - Who Can Convene | 116(L) | 1.3.4 |
| Case Management - Case Management Judge (single) | 116(L) | 1.3.4 |
| Case Management - Case Management Judge (single) - Chief Justice or Associate Chief Justice Assigns (R. 77.06(1)) | 116(L) | 1.3.4 |
| Case Management - Case Management Judge - Cannot be Trial Judge Unless Parties Consent in Writing (R. 77.06(2)) | 116(L) | 1.3.4 |
| Case Management - Method for Judicial Control - Case Conference | 116(L) | 1.3.4 |
| Case Management - Judicial Order for Assignment to | 116(L) | 1.3.4 |
| Case Management - Motion - Order - Order May Not Need to be Formally Prepared (R. 77.07(6)) | 116(R) | 1.3.4 |
| Case Management - Motion - Order - Order May Not Need to be Formally Prepared - Exceptions for Appeals or Leave to Appeal (R. 77.07(6)) | 116(R) | 1.3.4 |
| Case Management - Motion - Procedure - Flexible, Without Formalities | 116(R) | 1.3.4 |
| Case Management - Motion - Procedure - In Writing, Personal Attendance, Fax, Telephone, Video Conference (R. 77.07(4)) | 116(R) | 1.3.4 |
| Case Management - Order on Motion - Formality | 116(R) | 1.3.4 |
| Case Management - Single Judge | 116(L) | 1.3.4 |
| Case Management Master  SEE: Case Management (R. 77) | 116(R) | 1.3.4 |
| Case Management - Case Conference - Attendance of Parties | 116(R) | 1.3.4 |
| Case Management - Case Conference - How Parties May Participate (R. 50.13(2)) | 116(R) | 1.3.4 |
| Case Management - Case Conference | 116(L-R) | 1.3.4 |
| Case Management - Where Conflicts with Other Rules - R. 77 Prevails (R. 77.02(4)) | 116(R) | 1.3.4 |
| Case Management - Powers of Court - Case Conference | 116(R) | 1.3.4 |
| Case Management - Powers of Court - On Notice - Give Directions (R. 50.13(6)) | 116(R) | 1.3.4 |
| Case Management - Powers of Court - On notice - Make Procedural Orders (R. 50.13(6)) | 116(R) | 1.3.4 |
| Case Management - Powers of Court - Timetable - Establishing / Amending (R. 50.13(5)(d)) | 116(R) | 1.3.4 |
| Case Management - Powers of Court - Timetable - Formerly Prescribed Timetable Still Helpful | 116(R) | 1.3.4 |
| Case Management - Powers of Court - On Notice - Convene Pre-trial Conference (R. 50.13(6)) | 116(R) | 1.3.4 |
| Case Management - Powers of Judge - Grant Interlocutory Relief (R. 50.13(6)(d)) | 116(R) | 1.3.4 |
| Case Management - Powers of Judge - Convene a Hearing (R. 50.13(6)(d)) | 116(R) | 1.3.4 |
| Case Management - Timetable - Under former Rules | 116(R) | 1.3.4 |
| Case Management - Powers of Court - Conference Calls (R. 77.04(2)) | 116(R) | 1.3.4 |
| Case Management - Rules - Transitional Rules to Preserve Former Rules (R. 77.09) | 116(R) | 1.3.4 |
| Case Management - Rules - Transitional Rules - RR. 77-78 Remain in Effect Unless Order Otherwise (R. 77.09(4)) | 116(R) | 1.3.4 |
| Court of Ontario - Simplified Procedure  SEE: Simplified Procedure (R. 76) | 116(R) | 1.3.5 |
| Simplified Procedure - Amount - $100,000 (R. 76.02(1)) | 116(R) | 1.3.5 |
| Simplified Procedure - Amount - Excess Claim | 117(L) | 1.3.5 |
| Simplified Procedure - Application - Exceptions Where Amount Exceeds $100,000 - If Defendant Does Not Object | 117(L) | 1.3.5 |
| Simplified Procedure - Applies Mandatorily | 116(R) | 1.3.5 |
| Simplified Procedure - Applies Mandatorily - Exceptions - Construction Liens and Case Managed Actions (R. 76.01(1)) | 116(R) | 1.3.5 |
| Simplified Procedure - Defendant Objection | 116(R) | 1.3.5 |
| Simplified Procedure - Defendant Objection - Plaintiff Can Abandon Excess in Reply (R. 76.02(5)(a)) | 116(R) | 1.2.5 |
| Simplified Procedure - Mandatory Application - Amount - $100,000 | 116(R) | 1.2.5 |
| Simplified Procedure - Optional Basis - Where Allowed | 116(R) | 1.2.5 |
| Simplified Procedure - Purpose - Reduce Cost of Litigating | 117(R) | 1.3.5 |
| Simplified Procedure (R.76) - Generally | 116(R) | 1.3.5 |
| Lawyer-Client Relationship - Status of Client - If Client Agent Representing Principal - Lawyer Must Ensure Authorization | 119(L-R) | 3 |
| Client Status  SEE: Lawyer-Client Relationship - Status of Client | 119(L-R) | 3 |
| Lawyer-Client Relationship - Status of Client - Lawyer’s Authority to Act - If Client Agent | 119(L-R) | 3 |
| Status of Client  SEE: Lawyer-Client Relationship - Status of Client | 119(L-R) | 3 |
| Authority to Act for Client   SEE: Lawyer-Client Relationship - Lawyer - Authority to Act | 119(L) | 2 |
| Lawyer-Client Relationship - Lawyer - Authority to Act - Consequences for Failure to Have Authority | 119(L) | 2 |
| Lawyer-Client Relationship - Lawyer - Authority to Act - Lawyer Must Have Authority to Act on Clients Behalf | 119(L) | 2 |
| Lawyer-Client Relationship - Lawyer - Authority to Act - Where Lawyer is Deemed to Have Authority | 119(L) | 2 |
| Lawyer-Client Relationship - Lawyer - Authority to Act - Where Person Served Can Request Lawyer to Deliver a Notice Declaring Authorization (R. 15.02(1)) | 119(L) | 2 |
| Lawyer-Client Relationship - Lawyer - Authority to Act - Requesting Confirmation of Lawyer Authorization to Act (R. 15.02(1)) | 119(L) | 2 |
| Lawyer-Client Relationship - Lawyer - Authority to Act - Where Proceeding Commenced Without Authority - Motion to Stay or Dismiss (R. 15.02(4)) | 119(L) | 2 |
| Lawyer-Client Relationship - Lawyer - Authority to Act - Where Proceeding Commenced Without Authority - Lawyer May Have to Pay Costs | 119(L) | 2 |
| Lawyer-Client Relationship - Lawyer - Authority to Act - Where Proceeding Commenced Without Authority - Lawyer May be Liable for Breach of Warranty of Authority | 119(L) | 2 |
| Breach of Warranty of Authority - Where Lawyer Acts with No Authority  SEE: Lawyer-Client Relationship - Lawyer - Authority to Act | 119(L)  119(L) | 2  2 |
| Remedy - Where Lawyer Commences Proceeding Without Client’s Authority - Motion to Stay or Dismiss  SEE: Lawyer-Client Relationship - Lawyer - Authority to Act | 1179(L)  119(L) | 2  2 |
| Lawyer-Client Relationship - Status of Client - Must be Capable of Giving Instructions | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - Corporation | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - Corporation - What Lawyer Must be Satisfied of | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - Corporation - Authority to Act | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - Corporation - Who Lawyer May Accept Instructions From | 119(L) | 3 |
| Corporation as Client  SEE: Lawyer-Client Relationship - Status of Client - Corporation | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - Presumes Mental Ability to Make Decisions / Give Instructions | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - Mental Capacity - Lawyer Must Ensure | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - Giving Instructions - Requisite Mental Capacity, 18+, Not Bankrupt | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - Status to Appear / Be Heard - Requisite Mental Capacity, 18+, Not Bankrupt | 119(L) | 3 |
| Lawyer-Client Relationship - Status of Client - If Client Corporation | 119(L) | 3 |
| Lawyer-Client Relationship - Lawyer - Obligation to Obtain Identity of Client | 119(L) | 3 |
| Client-Lawyer Relationship   SEE: Lawyer-Client Relationship | 119(L-R) | 1 |
| Lawyers Duties  SEE: Lawyer-Client Relationship - Status of Client  SEE: Lawyer-Client Relationship - Communicating with client  SEE: Lawyer-Client Relationship - Lawyer’s Duties  SEE: Lawyer-Client Relationship - Lawyer’s Professional Duties | 119(L)-120(R)  119(L-R)  119(R)  119(R)  117(R) | 1  3  4  5  5 |
| Lawyer-Client Relationship - Status of Client - If Client Trustees Representing Estate | 119(R) | 3 |
| Lawyer-Client Relationship - Status of Client - If Client Dies After Litigation Commenced - Lawyer May Only Continue Acting If Authorized by Estate | 119(R) | 3 |
| Lawyer-Client Relationship - Status of Client - Trustee | 119(R) | 3 |
| Lawyer-Client Relationship - Status of Client - Lawyer - Authority to Act - If Client Dies | 119(R) | 3 |
| Lawyer-Client Relationship - Status of Client - Lawyer - Authority to Act - If Client Trustee of Estate | 119(R) | 3 |
| Lawyer-Client Relationship - Status of Client - Death of a client after litigation starts | 119(R) | 3 |
| Lawyer-Client Relationship - Communicating with client - Litigation - Intermediate Steps of Litigation | 119(R) | 4 |
| Lawyer-Client Relationship - Communicating with client - Before litigation - Intermediate steps | 119(R) | 4 |
| Lawyer-Client Relationship - Communicating with client - Before litigation - Nature of litigation | 119(R) | 4 |
| Lawyer-Client Relationship - Communicating with client - Before litigation - Steps of Litigation | 119(R) | 4 |
| Lawyer-Client Relationship - Communicating with client - Litigation Expensive, Time Consuming, and Stressful | 119(R) | 4 |
| Lawyer-Client Relationship - Communicating with client - Understand client’s interests, priorities, desired outcomes | 119(R) | 4 |
| Lawyer-Client Relationship - Settlement and ADR - Consider and Inform Client if Appropriate | 119(R) | 5 |
| Lawyer-Client Relationship - Communicating with client - ADR - Encourage Settlement  SEE ALSO: Offers to Settle and Pre-Trial Procedures - Offers to Settle | 119(R)  226(R) | 5  5.1 |
| Lawyer-Client Relationship - Lawyer’s Professional Duties - Discourage Useless Legal Proceedings - r. 3.2-4 RPC | 119(R) | 5 |
| Lawyer-Client Relationship - Lawyer’s Professional Duties - Encourage Compromise or Settlement - r. 3.2-4 RPC | 119(R) | 5 |
| Lawyer-Client Relationship - Lawyer Duties - ADR - Consider and Inform Client about ADR Options | 119(R) | 5 |
| Lawyer-Client Relationship - Settlement and ADR - Lawyer May Have Statutory Obligation Where ADR Mandatory | 119(R) | 5 |
| Lawyer-Client Relationship - Withdrawal of Services (R. 15.04) - Must be Good Cause for Terminating - r. 3.7-1 RPC | 120(L-R) | 6 |
| Lawyer-Client Relationship - Withdrawal of Services (R. 15.04) - Process | 120(L-R) | 6 |
| Lawyer-Client Relationship - Withdrawal of Services (R. 15.04) - Motion for removal as lawyer of record | 120(L) | 6 |
| Lawyer-Client Relationship - Withdrawal of Services (R. 15.04) - Motion for removal as lawyer of record - Only After Professional Requirements Satisfied | 120(L) | 6 |
| Lawyer-Client Relationship - Withdrawal of Services (R. 15.04) - Allowable Circumstances | 120(L-R) | 6 |
| Withdrawal of - Services  SEE: Lawyer-Client Relationship - Withdrawal of Services | 120(L-R) | 6 |
| Lawyer-Client Relationship - Withdrawal of Services (R. 15.04) - Must be Reasonable Notice Given to Client - r. 3.7-1 RPC | 120(L-R) | 6 |
| Lawyer-Client Relationship - Withdrawal of Services (R. 15.04) - Lawyer Should not Desert Client at Critical Stage in Proceeding | 120(R) | 6 |
| Lawyer-Client Relationship - Withdrawal of Services (R. 15.04) - Manner of Withdrawal - rr. 3.8-8 - 3.7-9 RPC | 120(R) | 6 |
| Privacy Issues - Gathering Information for Litigation - Reasonable Collection - Criteria - Eastmond v Canadian Pacific Railway | 121(L-R) | 1 |
| Collecting personal information w/o consent  SEE: Privacy Issues - PIPEDA - Surveillance  SEE: Privacy Issues - Gathering Evidence for Litigation | 121(L-R) | 1 |
| Surveillance  SEE: Privacy Issues - PIPEDA - Surveillance  SEE: Privacy Issues - Gathering Evidence for Litigation - Surveillance | 119(L-R) | 1 |
| Personal Information Protection and Electronic Documents Act  SEE: Privacy Issues - PIPEDA | 121(L) | Intro |
| Privacy Issues - PIPEDA - Application - Applies to Organizations that collect or disclose personal information in course of commercial activities | 121(L) | Intro |
| Privacy Issues - PIPEDA - Application - Where Does Not Apply - Individuals Litigating a Matter of Personal Nature | 121(L) | Intro |
| Privacy Issues - PIPEDA - Application - May Apply in Litigation Between Commercial Entities | 121(L) | Intro |
| Privacy Issues - PIPEDA - Applicability | 121(L) | Intro |
| Privacy Issues - PIPEDA - Precautions (consent + de-identification of personal info) | 121(L) | Intro |
| Privacy Issues - Gathering Evidence for Litigation - Surveillance - Where Permitted - Where Falls in Exception in s. 7(1)(b) PIPEDA - Would Compromise Information Availability and Accuracy | 121(L) | 1 |
| Privacy Issues - Gathering Information for Litigation - w/o consent - Criteria to Determine Reasonableness - Eastmond v Canadian Pacific Railway | 121(L) | 1 |
| Privacy Issues - Gathering Evidence for Litigation - Surveillance - Where Permitted - Where Falls in Exception in s. 7(1)(b) PIPEDA + Reasonable under s. 5(3) PIPEDA | 121(L) | 1 |
| Privacy Issues - PIPEDA - Collection of personal information w/o consent - Circumstances allowed | 121(L) | 1 |
| Privacy Issues - PIPEDA - Surveillance - Circumstances allowed | 121(L) | 1 |
| Privacy Issues and Litigation | 121(L)- 122(R) | 1 |
| Personal Information  SEE: Privacy Issues and Litigation | 121(L)- 122(R) | 1 |
| Privacy Issues - Gathering Evidence for Litigation - Surveillance - Where Permitted - Only as Much as Necessary | 121(R) | 1 |
| Privacy Issues - Gathering Evidence for Litigation - Surveillance - Where More than Necessary is Gathered | 121(R) | 1 |
| Privacy Issues - PIPEDA - Surveillance - Extent permitted (limited) | 121(R) | 1 |
| Pleadings - Privacy Issues  SEE: Privacy Issues - Pleadings | 121(R) | 2 |
| Privacy Issues - Pleadings - Amending - Reduce Personal Information | 121(R) | 2 |
| Privacy Issues - Pleadings - Amending - Timing - As Soon as Possible | 121(R) | 2 |
| Privacy Issues - Pleadings - Personal Information - Amending Pleadings | 121(R) | 2 |
| Privacy Issues - Pleadings - Personal Information - Minimum | 121(R) | 2 |
| Privacy Issues - Discovery - Deemed / Implied Undertaking Rule - Not to Use Evidence or Information for Any Other Purpose | 121(R) | 3 |
| Privacy Issues - Discovery - Deemed / Implied Undertaking Rule - Only Use Evidence for Proceeding in Which it is Disclosed | 121(R) | 3 |
| Deemed / Implied Undertaking Rule  SEE: Privacy Issues - Discovery - Deemed / Implied Undertaking Rule | 121(R) | 3 |
| Privacy Issues - Discovery - Considerations | 121(R)-122(L) | 3 |
| Privacy Issues - Discovery | 121(R)-122(L) | 3 |
| Discovery - Privacy issues and litigation  SEE: Privacy Issues - Discovery | 121(R)-122(L) | 3 |
| Privacy Issues - Discovery - Considerations - Relevance + Proportionality (R. 29.2) - Specifically Consider Undue Prejudice + Whether Readily Available (R. 29.2.03)  SEE ALSO: Discovery - Proportionality in Discovery | 121(R)-122(L)  200(L-R) | 3  3 |
| Privacy Issues - Factums - Personal data identifiers / Personal information | 122(L-R) | 4 |
| Privacy Issues - Factums - Personal Security - Identifiers | 122(L-R) | 4 |
| Privacy Issues - Factums - Personal data identifiers / Personal information - Examples | 122(L-R) | 4 |
| Sedona Canada Principles Addressing Electronic Discovery  SEE ALSO: Discovery - Discovery Plan | 122(L)  200(L) | 3  2 |
| Privacy Issues - Discovery - Other mechanisms to Protect Privacy | 122(L) | 3 |
| Privacy Issues - Discovery - Sedona Principles (R. 29.1.03(4)) | 122(L) | 3 |
| Privacy Issues - Factums - Personal data identifiers / Personal information - Where Lawyers Should Avoid | 122(L) | 4 |
| Privacy Issues - Factums - Publication Ban/Personal Security Identifiers | 122(L) | 4 |
| Privacy Issues - Factums - Avoid Immaterial Personal Identifiers | 122(L) | 4 |
| Privacy Issues - Factums - Personal data identifiers / Personal information - Redacted Version | 122(R) | 4 |
| Privacy Issues - PIPEDA - Publishing findings w/o consent - Where allowed | 122(R) | 5 |
| Privacy Issues - PIPEDA - Publishing findings w/o consent - Privacy Commissioner decisions / reports - Likely Not Allowed - Lawyers should be cautious | 122(R) | 5 |
| Privacy Issues - PIPEDA - Publishing findings w/o consent - Lawyers should consider anonymizing or de-identifying information | 122(R) | 5 |
| Access and solicitor-client privilege - Privacy issues and litigation  SEE: Privacy Issues - Access and Privilege | 122(R) | 6 |
| Privacy Issues - Access and Privilege - Requests for personal information - Must Respond but Not Necessarily Provide Access | 122(R) | 6 |
| Privacy Issues - Access and Privilege - Requests for personal information - Refusal - Common Ground is Privilege - s. 9(3)(a) PIPEDA | 122(R) | 6 |
| Privacy Issues - Access and Privilege - Requests for personal information - Refusal - Commissioner may Investigate - s. 12 PIPEDA | 122(R) | 6 |
| Privacy Issues - Access and Privilege - Requests for personal information - Refusal - Commissioner May not Compel Production | 122(R) | 6 |
| Privacy Issues - Access and Privilege - Requests for personal information - Refusal - Commissioner May Apply to Federal Court for Hearing - s. 15 PIPEDA | 122(R) | 6 |
| Privilege - Access and Privilege - Access Requests - Personal Information | 122(R) | 6 |
| Requests for personal information - Access and privilege - Refusal | 122(R) | 6 |
| Court Discretion - Deadlines  SEE: General Principles of the Rules - Computing Deadlines | 123(L-R) | 2 |
| Preliminary Matters - General Principles of the Rules of Civil Procedure  SEE: General Principles of the Rules | 123(L-R) | 2 |
| General Principles of the Rules - Computing Deadlines (R. 3.01(1)) - Where Period 7 Days or Less, Do not Count Holidays | 123(L-R) | 2 |
| General Principles of the Rules - Computing Deadlines (R. 3.01(1)) - Holiday Defined (R. 1.03(1)) | 123(L-R) | 2 |
| Deadlines  SEE: General Principles of the Rules - Computing Deadlines | 123(L-R) | 2 |
| Rules of Civil Procedure - Computing Deadlines  SEE: General Principles of the Rules - Computing Deadlines | 123(L-R) | 2 |
| Rules of Civil Procedure - Deadlines - Computation of  SEE: General Principles of the Rules - Computing Deadlines | 123(L-R) | 2 |
| General Principles of the Rules - Interpretation - Interpreted to Secure the Just, Most Expeditious, Least Expensive Outcome (R. 1.04(1)) | 123(L) | 2 |
| General Principles of the Rules - Interpretation - Orders and Directions to be Proportionate (R. 104(1.1)) | 123(L) | 2 |
| General Principles of the Rules - Failure to Comply with Rules (R. 2.01(1)) | 123(L) | 2 |
| General Principles of the Rules - Computing Deadlines (R. 3.01(1)) - Do Not Count the Day the First Event Happened, Count Day Last Event Happened | 123(L) | 2 |
| Preliminary matters to be addressed before commencing proceedings | 123(L)-128(R) | 1 |
| General Principles of the Rules - Computing Deadlines (R. 3.01(1)) - Where Deadline on Holiday, Act may be done on Following Day | 123(R) | 2 |
| General Principles of the Rules - Computing Deadlines - Court Discretion (R. 3.02(1)) | 123(R) | 2 |
| General Principles of the Rules - Computing Deadlines - Court Can Extend or Abridge (R. 3.02(1)) | 123(R) | 2 |
| Rules of Civil Procedure - Deadlines - Court discretion  SEE: General Principles of the Rules - Computing Deadlines - Court Discretion | 123(R) | 2 |
| Cause of Action - Definition | 123(R) | 3 |
| Cause of Action - Generally | 123(R) | 3 |
| Cause of Action - Examples | 123(R) | 3 |
| Cause of Action - Each has Required Elements | 123(R) | 3 |
| Cause of Action - Negligence - Elements | 123(R) | 3 |
| Negligence - Elements | 123(R) | 3 |
| Cause of Action - Intrusion Upon Seclusion - Elements | 123(R) | 3 |
| Cause of Action - New Causes of Action Can be Established by Common Law - Intrusion Upon Seclusion | 123(R) | 3 |
| Intrusion Upon Seclusion  SEE: Cause of Action - Intrusion Upon Seclusion | 123(R) | 3 |
| Cause of Action - Intrusion Upon Seclusion - Economic loss (not essential element, but a factor) | 123(R) | 3 |
| Cause of Action - Intrusion Upon Seclusion - Jones v Tsige | 123(R) | 3 |
| Cause of Action - Preliminary matters to be addressed before filing | 123(R)-124(L) | 3 |
| Preliminary Matters - Cause of Action  SEE: Cause of Action | 123(R)-124(L) | 3 |
| Cause of Action - NEW - Common Law Duty to Perform Contracts Honestly - Bhasin v Hrynew | 123(R)-124(L) | 3 |
| Bhasin v Hrynew - Common Law Duty to Perform Contracts Honestly  SEE: Cause of Action - NEW - Common Law Duty to Perform Contracts Honestly | 123(R)-124(L) | 3 |
| Notice Requirements - By Statute - Examples - Creditor’s Relief Act | 123(L-R) | 5 |
| Action - Demand before Action  SEE: Demand before Action | 123(L) | 4 |
| Demand Before Action - Situations - Right to Commence Proceeding Contingent on Demand Being Made | 124(L) | 4 |
| Demand Before Action - Examples where required | 124(L) | 4 |
| Demand Before Action - Examples where required - Chargeable on Collateral Promise to Pay on Demand | 124(L) | 4 |
| Demand Before Action - Examples where required - After Demand Made Against Beneficiary of Agreement to Indemnify | 124(L) | 4 |
| Demand Before Action - Examples where required - Obtain Return of Goods in Possession of Bailee | 124(L) | 4 |
| Demand Before Action - Examples where required - Demand for Payment of Bill of Exchange or Promissory Note | 124(L) | 4 |
| Demand Before Action - Examples where required - Production for Payment of Cheque to Prove Dishonour of Cheque | 124(L) | 4 |
| Demand Before Action - Lawyer's Bill - s. 2 Solicitors Act | 124(L) | 4 |
| Demand Before Action - Statutory requirement | 124(L) | 4 |
| Preliminary Matters - Demand Before Action  SEE: Demand Before Action | 124(L) | 4 |
| Action - Notice Requirements  SEE: Notice Requirements | 124(L)-125(L) | 5 |
| Notice - Required by Statute  SEE: Notice Requirements | 124(L)-125(L) | 5 |
| Notice Requirements - By Statute - Examples of statutes requiring notice before bringing action / proceeding | 124(L)-125(L) | 5 |
| Notice Requirements - Statutes Mandating | 124(L)-125(L) | 5 |
| Preliminary Matters - Notice required by statute  SEE: Notice Requirements | 124(L)-125(L) | 5 |
| Notice Requirements - By Statute - Examples - Expropriations Act | 124(R) | 5 |
| Notice Requirements - By Statute - Examples - Public Transportation and Highway Improvement Act | 124(R) | 5 |
| Notice Requirements - By Statute - Examples - Commercial Tenancies Act | 124(R) | 5 |
| Notice Requirements - By Statute - Examples - Libel and Slander Act | 124(R) | 5 |
| Notice Requirements - By Statute - Examples - Municipal Act | 124(R) | 5 |
| Notice Requirements - By Statute - Examples - Proceedings Against the Crown Act | 124(R) | 5 |
| Notice Requirements - By Statute - Examples - Public Authorities Protection Act | 124(R) | 5 |
| Notice Requirements - By Statute - Examples - Public Utilities Act | 124(R)-125(L) | 5 |
| Preliminary Matters - Notice of Constitutional Question   SEE: Constitutional Question - Notice | 125(L-R) | 6 |
| Notice of - Constitutional Question  SEE: Constitutional Question - Notice | 125(L-R) | 6 |
| Action - Constitutional Issues  SEE: Constitutional Question | 125(L-R)  125(L-R) | 6  12 |
| Notice Requirements - By statute - Consequences of Failure - Where Notice Defective | 124(L) | 5 |
| Notice Requirements - By statute - Form and content - Must be Clear and Specific | 124(L) | 5 |
| Notice Requirements - By statute - Review Statute to Determine Form and content | 124(L) | 5 |
| Notice Requirements - By statute - Contents of Notice - Nature of Complaint, Claims Asserted, Intention to Bring Action | 124(L) | 5 |
| Notice Requirements - Form and content | 124(L) | 5 |
| Notice Requirements - Form and content - Lawyer’s letter not sufficient | 124(L) | 5 |
| Notice Requirements - Form and content - Letter from Lawyer Not Sufficient | 124(L) | 5 |
| Notice Requirements - Judicial waiver of notice requirements in Appropriate Circumstances | 124(L) | 5 |
| Notice Requirements - By Statute - Examples - Workplace Safety and Insurance Act | 124(L) | 5 |
| Notice Requirements - By Statute - Examples - Carriage by Air Act | 124(L) | 5 |
| Constitutional Question - Notice - Who must receive (AG Can + ON) - s. 109(1) CJA | 125(L) | 6 |
| Constitutional Question - Notice - Forum - Court proceeding, Board, Tribunal - s. 109(6) CJA | 125(L) | 6 |
| Constitutional Question - Notice - When required - Charter remedy claimed or constitutional validity / applicability - s. 109(1)-(2) CJA | 125(L) | 6 |
| Constitutional Question - Notice - Form - (R. 4.11) | 125(R) | 6 |
| Constitutional Question - Notice - Form (Form 4F) | 125(R) | 6 |
| Constitutional Question - Notice - Notice Not Served - Consequence - Decision Invalid | 125(R) | 6 |
| Constitutional Question - Notice - Consequences for No Notice - Decision of Constitutionality Invalid | 125(R) | 6 |
| Constitutional Question - Notice - Mandatory - s. 109(2) CJA | 125(R) | 6 |
| Constitutional Question - Notice - Response from AG - Can Present Evidence / Make Submissions - s. 109(4) CJA | 125(R) | 6 |
| Constitutional Question - Notice - Service - 15 Days - s. 109(2.2) CJA | 125(R) | 6 |
| Constitutional Question - Notice - Time for service - 15 Days - s. 109(2.2) CJA | 125(R) | 6 |
| Constitutional Question - Notice - When required - Charter remedy - Charter Application and Remedy | 125(R) | 6 |
| Limitation Period - Consequence - Time Barred | 125(R) | 7 |
| Limitation Period - Basic - 2 Years - s. 4 LA, 2002  SEE ALSO: Limitation Period - Basic - 2 Years - From Day Claim Discovered - s. 4 LA | 125(R)  126(L) | 7  7 |
| Limitation Period - Ultimate / Maximum - 15 Years - s. 15 LA, 2002  SEE ALSO: Limitation Period - Ultimate / Maximum - 15 Years - From Day Act / Omission Took Place - s. 15 LA | 125(R)  126(L) | 7  7 |
| Limitation Period - Exceptions - Libel and Slander Act - 3 Months - s. 6 LSA | 125(R) | 7 |
| Exclusions - Limitations Period - s. 2 LA, 2002 - includes Aboriginal rights claims | 125(R) | 7 |
| Limitation Period - Aboriginal rights claims (excluded) - s. 2(1)(e) LA, 2002 | 125(R) | 7 |
| Limitation Period - Exclusions s. 2 LA - Aboriginal rights claims - s. 2(1)(e) LA, 2002 | 125(R) | 7 |
| Limitation Period - New Statute | 125(R) | 7 |
| Limitation Period - Real Property Limitations Act | 125(R) | 7 |
| Action - Limitation Period  SEE: Limitation Period | 125(R)- 126(R) | 7 |
| Limitations of Actions  SEE: Limitation Period | 125(R)- 126(R) | 7 |
| Limitations Act, 2002  SEE: Limitation Period | 125(R)- 126(R) | 7 |
| Preliminary Matters - Limitation Period  SEE: Limitation Period | 125(R)- 126(R) | 7 |
| Preliminary Matters - Limitations of Actions  SEE: Limitation Period | 125(R)- 126(R) | 7 |
| Limitation Period - Limitations Act, 2002 (“LA, 2002”) | 125(R)-126(R) | 7 |
| Assault - Limitation Period | 126(L-R) | 7 |
| Limitation Period - Assault and Sexual Assault - s. 10(1) LA | 126(L-R) | 7 |
| Limitation Period - Does Not Run Where - Assault and Sexual Assault | 126(L-R) | 7 |
| Sexual Assault - Limitation Period | 126(L-R) | 7 |
| Discoverability Date   SEE: Limitation Period - Discoverability Date | 126(L) | 7 |
| Limitation Period - Discoverability - Criteria - s. 5(1) LA, 2002 | 126(L) | 7 |
| Limitation Period - Discoverability Date - s. 5(1) LA, 2002 | 126(L) | 7 |
| Limitation Period - Discoverability - Rebuttable Presumption - s. 5(2) LA, 2002 | 126(L) | 7 |
| Limitation Period - Discoverability - Demand Obligation Created After January 2004 - s. 5(3)-(4) LA, 2002 | 126(L) | 7 |
| Limitation Period - Does not run - Minor w/o Litigation Guardian - s. 6 & s. 15(4)(b) LA, 2002 | 126(L) | 7 |
| Limitation Period - Does Not Run Where (basic + ultimate) | 126(L) | 7 |
| Limitation Period - Does Not Run Where - Incapable of bringing proceeding and no Litigation Guardian - s. 7 & s. 15(4)(a) LA, 2002 | 126(L) | 7 |
| Limitation Period - Litigation Guardian  SEE ALSO: Parties - Limitations Act, 2002 | 126(L)  131(L-R) | 7  2.6 |
| Limitation Period - Does not run - Ultimate Only - s. 15(4)(c) LA | 126(L) | 7 |
| Limitation Period - Does not run - Ultimate Only - Conceals / Misleads - s. 15(4)(c) LA, 2002 | 126(L) | 7 |
| Limitation Period - Other / Special Limitation Periods - s. 19 LA, 2002 | 126(R) | 7 |
| Limitation Period - Sexual Assault - Rebuttable Presumption - s. 10(3) LA, 2002 | 126(R) | 7 |
| Limitation Period - Sexual Assault - Rebuttable Presumption - s. 10(2) LA, 2002 | 126(R) | 7 |
| Limitation Period - Restart Limitation Period - Part Payment of Debt - ss. 13(1),(9)-(11) LA, 2002 | 126(R) | 7 |
| Limitation Period - Negligence Act | 126(R) | 7 |
| Limitation Period - No Limitation Period - Support under FLA - s. 16(1)(c) LA, 2002 | 126(R) | 7 |
| Limitation Period - No Limitation Period - Undiscovered Environmental Claims - s. 17 LA, 2002 | 126(R) | 7 |
| Limitation Period - Other Statutes - s. 19 LA, 2002 | 126(R) | 7 |
| Limitation Period - Rules Governing Coming Into Force - s. 24 LA, 2002 | 126(R) | 7 |
| Limitation Period - Suspension - Basic + Ultimate - Resolve via Independent Third Party - s. 11 LA | 126(R) | 7 |
| Limitation Period - Tort - Contribution / Indemnity (2 or 15 yrs) - s. 18 LA, 2002 | 126(R) | 7 |
| Limitation Period - Tort - Negligence Act - Contribution / Indemnity (2 or 15 yrs) - s. 18 LA, 2002 | 126(R) | 7 |
| Tort - Limitation Period - Contribution / Indemnity - s. 18 LA, 2002 | 126(R) | 7 |
| Limitation of Liability - Examples of statutory limitations - Innkeepers Act s. 4 | 126(R) | 8 |
| Action - Limitation of Liability  SEE: Limitation of Liability | 126(R)-127(L) | 8 |
| Limitation of Liability - Examples of statutory limitations | 126(R)-127(L) | 8 |
| Limitation of Liability - Statutory limitations on damages | 126(R)-127(L) | 8 |
| Preliminary Matters - Limitation of Liability  SEE: Limitation of Liability | 126(R)-127(L) | 8 |
| Statutory Limitations on Damages | 126(R)-127(L) | 8 |
| Action - Prejudgment Interest  SEE: Interest - Prejudgment | 127(L-R) | 9 |
| Action - Postjudgment Interest  SEE: Interest - Postjudgment | 127(L-R) | 9 |
| Action - Interest  SEE: Interest - Postjudgment  SEE: Interest - Prejudgment | 127(L-R)  127(L-R) | 9  9 |
| Prejudgment Interest   SEE: Interest - Prejudgment Interest | 127(L-R) | 9 |
| Preliminary Matters - Prejudgment interest  SEE: Interest - Prejudgment | 127(L-R) | 9 |
| Interest - Postjudgment - Interest rate - Published on MAG website | 127(L-R) | 9 |
| Interest - Prejudgment - Interest rate - Published on MAG website | 127(L-R) | 9 |
| Postjudgment Interest  SEE: Interest - Postjudgment Interest | 127(L-R) | 9 |
| Preliminary Matters - Postjudgment interest  SEE: Interest - Postjudgment | 125(L-R) | 9 |
| Interest on Judgments  SEE: Interest - Prejudgment   SEE: Interest - Postjudgment | 125(L-R)  125(L-R) | 9 9 |
| Judgment - Interest   SEE: Interest - Prejudgment Interest  SEE: Interest - Postjudgment Interest | 127(L-R)  127(L-R) | 9 9 |
| Preliminary Matters - Interest on judgments  SEE: Interest - Prejudgment   SEE: Interest - Postjudgment | 127(L-R) 127(L-R) | 9 9 |
| Limitation of Liability - Examples of statutory limitations - Marine Liability Act ss. 28-30 | 127(L) | 8 |
| Limitation of Liability - Examples of statutory limitations - Carriage by Air Act article 22 | 127(L) | 8 |
| Interest - Interest on Judgments - Generally - s. 127-130 CJA | 127(L) | 9 |
| Interest - Prejudgment - Generally - s. 128 CJA | 127(L) | 9 |
| Interest - Prejudgment - Calculation dates - From Date Cause of Action Arose to Date of Order - s. 128(1) CJA | 127(L) | 9 |
| Interest - Prejudgment - Interest Rate - Exceptions - Personal injury Non-Pecuniary Loss - Determined by Civil Rules Committee - s. 128(2), s. 66(2)(w) CJA | 127(L) | 9 |
| Interest - Prejudgment - Interest Rate - Exceptions - Personal injury Non-Pecuniary Loss - Rate is 5% per year (R. 53.10) | 127(L) | 9 |
| Interest - Prejudgment - Interest Rate - Exceptions - Personal injury Non-Pecuniary Loss - Calculation for Special Damages / Past Pecuniary Loss - s. 128(3) CJA | 127(L) | 9 |
| Interest - Prejudgment - Interest rate - s. 127(1) | 127(L) | 9 |
| Interest - Prejudgment - Interest Rate - Personal injury Non-Pecuniary Loss (exception) | 127(L) | 9 |
| Interest on judgments - Generally | 127(L) | 9 |
| Interest - Postjudgment - Generally - s. 129(1) CJA | 127(L) | 9 |
| Interest - Postjudgment - Calculation dates - From Date of Order - s. 129(1) CJA | 127(L) | 9 |
| Interest - Postjudgment - Interest rate - s. 127(1) CJA | 127(L) | 9 |
| Insurance Act - Automobile accident - Prejudgment interest - Claim for Bodily Injury or Death | 127(R) | 9 |
| Insurance Act - Prejudgment interest - Automobile accident - Must Give Notice - Time Period | 127(R) | 9 |
| Interest - Prejudgment Interest - Automobile accident - Claim for Damages for Bodily Injury or Death - No Prejudgment Interest Before Notice Given | 127(R) | 9 |
| Interest - Pre- and Postjudgment Interest - Discretionary | 127(R) | 9 |
| Interest - Pre- and Postjudgment Interest - Discretionary - Factors to Consider - s. 130(2) CJA | 127(R) | 9 |
| Court’s Discretion - Pre- and Postjudgment Interest | 127(R) | 9 |
| Interest - Insurance Act - Automobile accident - No Prejudgment Interest Before Notice Given | 127(R) | 9 |
| Interest - Judgments - Automobile accident - Notice Requirement for Prejudgment Interest | 127(R) | 9 |
| Interest - Postjudgment - Discretionary (whether + how much) | 127(R) | 9 |
| Interest - Discretionary (whether + how much) - Factors - s. 130(2) CJA | 127(R) | 9 |
| Interest - Prejudgment - Automobile accident - No Prejudgment Interest for Period Before Notice Given | 127(R) | 9 |
| Interest - Prejudgment - Discretionary (whether + how much) | 127(R) | 9 |
| Interest - Prejudgment - Insurance Act - Automobile accident (must give notice) | 127(R) | 9 |
| Interest - Prejudgment - Interest rate - Before / After Oct. 23, 1989 | 127(R) | 9 |
| Interest - Prejudgment - Notice - Automobile accident (must give notice) | 127(R) | 9 |
| Interest - Prejudgment - Value Varies Greatly - Factors | 127(R) | 9 |
| Interest - Prejudgment - Pleading | 127(R) | 9 |
| Action - Procedure | 127(R) | 10 |
| Action - Simplified Procedure | 127(R) | 10 |
| Choice of Procedure - Regular or Simplified | 127(R) | 10 |
| Choice of Procedure - Considerations - Simplified or Regular (R. 76) | 127(R) | 10 |
| Consideration of simplified procedure (R. 76) | 127(R) | 10 |
| Preliminary Matters - Choice of procedure - Regular or Simplified | 127(R) | 10 |
| Preliminary matters - Choice of procedures - Consideration - Simplified Procedure | 127(R) | 10 |
| Preliminary Matters - Procedure - Simplified | 127(R) | 10 |
| Consideration of appropriate forum and manner | 127(R)-128(L) | 10-12 |
| Action - Forum | 127(L-R) | 11 |
| Constitutional Issues - Forum | 128(L-R) | 12 |
| Forum - Constitutional Issues - Ensure Correct Forum | 128(L-R) | 12 |
| Choice of Forum - Small Claims | 128(L) | 11 |
| Choice of Forum - Small Claims - Cost consequences (possible) | 128(L) | 11 |
| Preliminary Matters - Choice of forum (Small Claims?) | 128(L) | 11 |
| Preliminary Matters - Forum - Considerations - Small Claims if Under $25,000 - s. 23(1)(a) CJA | 128(L) | 11 |
| Choice of Forum - Claim Under $25,000 - Consider Small Claims - s. 23(1)(a) CJA | 128(L) | 11 |
| Constitutional Issues - Forum Considerations - Marine Issues | 128(R) | 12 |
| Litigation Guardian - Examination of - Where Children’s Lawyer or PGT | 129(L-R) | 2.1 |
| Litigation Guardian - Powers/duties | 129(L-R) | 2.1 |
| Mentally Incapable - Disability  SEE: Parties - Disability - Mentally incapable | 129(L) | 2 |
| Minors   SEE: Parties - Disability - Minors | 129(L) | 2 |
| Parties - Generally | 129(L) | 1 |
| Parties - Disability - Legal Disability - Definition - Unable to Retain / Instruct Counsel and Sue / Be Sued in Own Name | 129(L) | 2 |
| Parties - Disability - Minors - Definition - Under Age 18 | 129(L) | 2 |
| Parties - Disability - Absentee - Definition - Disappeared / Whereabouts Unknown / Don’t Know if Alive or Dead | 129(L) | 2 |
| Parties - Disability - Mentally Incapable - Definition - Incapacity to Manage Property or Personal Care | 129(L) | 2 |
| Absentee   SEE: Parties - Disability | 129(L) | 2 |
| Disability   SEE: Parties - Disability | 129(L) | 2 |
| Parties - Disability - General (minor, absentee, mentally incapable) | 129(L) | 2 |
| Parties - Minors  SEE: Parties - Disability - Minors | 129(L) | 2 |
| Parties under disability   SEE: Parties - Disability | 129(L) | 2 |
| Litigation Guardian - Legal Representation (R. 7) | 129(L) | 2.1 |
| Litigation Guardian - Powers - Commence, Continue, Defend Proceeding (R. 7.01(1)) | 129(L) | 2.1 |
| Litigation Guardian - When required - Exception (Substitute Decisions Act applications) (R. 7.01(1),(2)) | 129(L) | 2.1 |
| Litigation Guardian - Not Party to Proceeding or Dominus Litis (Master of the Suit) | 129(L) | 2.1 |
| Litigation Guardian - Examination for Discovery (R. 31.03(5)(a)) | 129(L) | 2.1 |
| Parties - Disability - Litigation Guardian - When required  SEE: Litigation Guardian - When required | 129(L) | 2.1 |
| Parties - Disability - Procedures (R. 7) | 129(L) | 2.1 |
| Litigation Guardian - Purpose / Function | 129(L) | 2.1 |
| Litigation Guardian - Examination of | 129(L) | 2.1 |
| Litigation Guardian - Role in proceedings | 129(L) | 2.1 |
| Litigation Guardian - Status - Officer of Court | 129(L) | 2.1 |
| Parties | 129(L)-137(R) | 1 |
| Litigation Guardian - Powers and Duties (R. 7.05) | 129(R) | 2.1 |
| Litigation Guardian - Other than Children’s Lawyer or PGT - Must be Represented by Lawyer (R. 7.05(3), R. 15.01(1)) | 129(R) | 2.1 |
| Litigation Guardian - Authority to Act | 129(R) | 2.1 |
| Litigation Guardian - Purpose - Protects Party and Court | 129(R) | 2.1 |
| Litigation Guardian - No Compensation | 129(R) | 2.1 |
| Litigation Guardian - No Interest in action | 129(R) | 2.1 |
| Litigation Guardian - Disability - Liable to Account for Money Received | 129(R) | 2.1 |
| Litigation Guardian - Conflict of interest - Minor and relative as guardian | 129(R)-130(L) | 2.1 |
| Litigation Guardian - for Plaintiff/Applicant - Minor - Parent in conflict of interest | 129(R)-130(L) | 2.1 |
| Litigation Guardian - for Plaintiff/Applicant - Minor - Personal Injury | 129(R)-130(L) | 2.1 |
| Litigation Guardian - Minor - Conflict of interest | 129(R)-130(L) | 2.1 |
| Litigation Guardian - Minor - Parent in conflict of interest | 129(R)-130(L) | 2.1 |
| Litigation Guardian - Minor - Parent in conflict of interest - Example | 129(R)-130(L) | 2.1 |
| Litigation Guardian - for Plaintiff/Applicant - Qualified persons - Exclusions | 129(R)-130(L) | 2.1 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment (mandatory) - Exceptions | 130(L-R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment (mandatory) - Exceptions - Mentally incapable - Power of attorney w/ authority - Must Still File Affidavit (R. 7.03(2.1)(b)) | 130(L-R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent | 130(L-R) | 2.3 |
| Litigation Guardian - for Plaintiff/Applicant - Generally | 130(L) | 2.2 |
| Affidavit - Litigation Guardian - for Plaintiff/Applicant - Contents - No Court Appointment (R. 7.02(2)) | 130(L) | 2.2 |
| Litigation Guardian - for Plaintiff/Applicant - Affidavit - Contents | 130(L) | 2.2 |
| Litigation Guardian - for Plaintiff/Applicant - Appointment - Affidavit - Contents | 130(L) | 2.2 |
| Litigation Guardian - for Plaintiff/Applicant - No court appointment (R. 7.02(2)) - Affidavit - Contents | 130(L) | 2.2 |
| Litigation Guardian - for Plaintiff/Applicant - Children’s Lawyer / PGT | 130(L) | 2.2 |
| Litigation Guardian - Children’s Lawyer - for Plaintiff/Applicant | 130(L) | 2.2 |
| Litigation Guardian - for Plaintiff/Applicant - Requirements | 130(L) | 2.2 |
| Litigation Guardian - Public Guardian and Trustee - for Plaintiff/Applicant | 130(L) | 2.2 |
| Litigation Guardian - for Defendant/Respondent - Mandatory Court Appointment | 130(L) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Mandatory | 130(L) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment (mandatory) - Exceptions - Minor with Estate or Trust - Children’s Lawyer (R. 7.03(2)) | 130(L) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment (mandatory) - Exceptions - Mentally incapable - Guardian w/ authority (R. 7.03(2.1)(a)) | 130(L) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment Mandatory | 130(L) | 2.3 |
| Public Guardian Trustee (PGT) - As Litigation Guardian  SEE: Litigation Guardian | 130(L)-131(R) |  |
| Children’s Lawyer - As Litigation Guardian  SEE: Litigation Guardian - Children’s Lawyer - for Plaintiff/Applicant  SEE: Litigation Guardian - Children’s Lawyer - for  Defendant / Respondent | 130(L)-131(R) 130(L)  130(L-R) | 2.2  2.3 |
| Litigation Guardian - for Defendant/Respondent - Co-defendant as | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment - Children’s Lawyer or PGT - Notice to | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Notice to Children’s Lawyer or Public Guardian and Trustee | 130(R) | 2.3 |
| Litigation Guardian - Children’s Lawyer - for Defendant/Respondent | 130(R) | 2.3 |
| Litigation Guardian - for Defendant /Respondent - Minor - Where Children's Lawyer | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment (mandatory) - Exceptions - Counterclaim on Disabled Plaintiff (R. 7.03(3)) | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment (mandatory) - Motion for | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Motion for court appointment (R. 7.03(4)) | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Motion for court appointment - Where No Motion Made and Originating Process Served | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Motion for court appointment - Where No Motion Made and Originating Process Served - Plaintiff Must Serve Form 7A at Least 10 Days Before Bringing Motion | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment -On Motion - Evidence (R. 7.03(1)) | 130(R) | 2.3 |
| Litigation Guardian - for Defendant/Respondent - Court Appointment - Motion - Notice | 130(R) | 2.3 |
| Litigation Guardian - Who May Be - Any person Not Under Disability + Capable of Suing + No Adverse Interest | 130(R) | 2.4 |
| Litigation Guardian - Who May Be - Qualified persons | 130(R) | 2.4 |
| Litigation Guardian - Who May Be - Where no proper person willing + able - For Child/Minor - Children’s Lawyer - Must be Appointed | 130(R) | 2.4 |
| Litigation Guardian - Who May Be - Where no proper person willing + able | 130(R) | 2.4 |
| Litigation Guardian - Who May Be - Where no Guardian or Attorney / Authority to Act - For Mentally Incapable - Public Guardian and Trustee - Must be Appointed | 130(R)-131(L) | 2.4 |
| Litigation Guardian - Who May Be - No proper person - Court Appointment | 130(R)-131(L) | 2.4 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Basic/Ultimate do not run - Where Incapable + No LG | 131(L-R) | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period | 131(L-R) | 2.6 |
| Litigation Guardian - Who May Be - Court Appointment - Child & Mentally Incapable - Either Children’s Lawyer or PGT - Must be Appointed (R. 7.04(1)(c)) | 131(L) | 2.4 |
| Litigation Guardian - Residency - Must State in Affidavit (R. 7.02 or 7.03) Whether LG + Person Under Disability Ordinarily Resident in Ontario | 131(L) | 2.4 |
| Litigation Guardian - Residency - Residing Outside Ontario Doesn’t Disqualify | 131(L) | 2.4 |
| Litigation Guardian - Residency - Non-Residency May Attract Security for Costs | 131(L) | 2.4 |
| Litigation Guardian - Residency - Ordinary Resident in Ontario not Expressly Required | 131(L) | 2.4 |
| Litigation Guardian - for Plaintiff/Applicant - Failure to appoint - Lawyer may be personally liable for costs | 131(L) | 2.5 |
| Litigation Guardian - for Plaintiff/Applicant - Failure to appoint - Irregularity + Curable | 131(L) | 2.5 |
| Litigation Guardian - Failure to appoint - Irregularity, Doesn’t Invalidate | 131(L) | 2.5 |
| Litigation Guardian - for Plaintiff/Applicant - Failure to appoint - Partnership Commencing Action - Where Appointment Not required | 131(L) | 2.5 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Time runs/starts | 131(L) | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Basic Limitation Period Runs / Starts (when Lit Guardian discovers claim) - s. 8 LA, 2002 | 131(L) | 2.6 |
| Children’s Lawyer - Service of Originating Process on  SEE: Parties - Disability - Service On | 131(R) | 2.7 |
| Litigation Guardian - Public Guardian and Trustee - for Defendant/Respondent | 131(R) | 2.3 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Basic/Ultimate do not run (in period of time when no LG) | 131(R) | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Basic/Ultimate do not run - Where Minor + No LG | 131(R) | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Where Limitation Period Suspended - Where Appointment Ends Suspension | 131(R) | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Where Limitation Period Suspended - Where Appointment Ends Suspension - Judge Must be Satisfied | 131(R) | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Court lift postponement suspension - Conditions | 131(R) | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Court appointed LG - Conditions | 131(R) | 2.6 |
| Litigation Guardian - for Defendant/Respondent - Originating process - Service of | 131(R) | 2.7 |
| Litigation Guardian - for Defendant/Respondent - Service of originating process | 131(R) | 2.7 |
| Parties - Disability - Absentee - Service on LG - If no LG, then PGT (R. 16.02(1)(i)) | 131(R) | 2.7 |
| Parties - Disability - Absentee - Service on (R. 16.02(1)(i)) | 131(R) | 2.7 |
| Parties - Disability - Minor - Service on LG - If no LG, Parent / Person with Care or Custody of Minor (R. 16.02(1)(j)) | 131(R) | 2.7 |
| Parties - Disability - Minor - Service on (R. 16.02(1)(j)) | 131(R) | 2.7 |
| Parties - Disability - Minor - Service on Children’s Lawyer - Where Trust or Estate (R. 16.02(1)(j)) | 131(R) | 2.7 |
| Parties - Disability - Service on (R. 16.02(1)) | 131(R) | 2.7 |
| Public Guardian Trustee - Service of Originating Process on  SEE: Parties - Disability - Service On | 131(R) | 2.7 |
| Service - Absentee  SEE: Parties - Disability - Absentee - Service on (R. 16.02(1)(i)) | 131(R) | 2.7 |
| Service - Disability  SEE: Parties - Disability - Service on (R. 16.02(1)) | 131(R) | 2.7 |
| Service - Minor  SEE: Parties - Disability - Minor - Service on (R. 16.02(1)(j)) | 131(R) | 2.7 |
| Serving Disabled Parties   SEE: Parties - Disability - Service on (R. 16.02(1)) | 131(R) | 2.7 |
| Parties - Disability - Mentally Incapable - Service on (R. 16.02(1)(k)) | 131(R)-132(L) | 2.7 |
| Service - Mentally Incapable Person  SEE: Parties - Disability - Mentally Incapable - Service on (R. 16.02(1)(k)) | 131(R)-132(L) | 2.7 |
| Parties - Disability - Money Payable to Children’s Lawyer - Paid Into Court | 132(L-R) | 2.9 |
| Litigation Guardian - for Defendant/Respondent - Default (only w/ leave) - Plaintiff Must Give Notice of | 132(L) | 2.7 |
| Litigation Guardian - for Defendant/Respondent - Notice of motion by Plaintiff for default (only w/ leave) | 132(L) | 2.7 |
| Litigation Guardian - for Defendant/Respondent - Plaintiff Must Serve Notice of motion to note in default | 132(L) | 2.7 |
| Litigation Guardian - for Defendant/Respondent - Plaintiff Noting Disabled Defendant in Default (only w/ leave) | 132(L) | 2.7 |
| Parties - Disability - Default (w/ leave) - Notice of motion | 132(L) | 2.7 |
| Parties - Disability - Default Judgment - Leave of judge required | 132(L) | 2.7 |
| Parties - Disability - Defendant/Respondent - Default (w/ leave) - Notice of motion | 132(L) | 2.7 |
| Parties - Disability - Defendant/Respondent - Noting in Default (w/ leave) - Notice of motion | 132(L) | 2.7 |
| Litigation Guardian - Settlement - Judge must approve - Unenforceable but not Illegal (R. 7.08(1)) | 132(L) | 2.8 |
| Litigation Guardian - Settlement - To be Enforceable - Judge Must Approve Even if Settlement is Reached Before Commencement of Claim (R. 7.08(3)) | 132(L) | 2.8 |
| Litigation Guardian - Settlement - Where Offer Accepted After Minor Turns 18 | 132(L) | 2.8 |
| Litigation Guardian - Settlement - Obtaining judge approval (application or motion) | 132(L) | 2.8 |
| Litigation Guardian - Settlement - Obtaining judge approval - Where Application Appropriate | 132(L) | 2.8 |
| Litigation Guardian - Settlement - Obtaining judge approval - Where Motion Appropriate | 132(L) | 2.8 |
| Litigation Guardian - Settlement - Obtaining judge approval - What Must be Filed on Motion / Application (R. 7.08(4)) | 132(L) | 2.8 |
| Litigation Guardian - Settlement - Serving Children's Lawyer / PGT | 132(L) | 2.8 |
| Parties - Disability - Settlement - Judge must approve - Unenforceable | 132(L) | 2.8 |
| Parties - Disability - Settlement - Obtaining judge approval (application or motion | 132(L) | 2.8 |
| Parties - Disability - Settlement - Service on Children’s Lawyer / PGT | 132(L) | 2.8 |
| Settlement - Parties under Disability  SEE: Litigation Guardian - for Plaintiff/Applicant - Settlement  SEE: Parties - Disability - Settlement | 132(L) | 2.8 |
| Litigation Guardian - for Plaintiff/Applicant - Money Payable into Court | 132(L) | 2.9 |
| Litigation Guardian - for Plaintiff/Applicant - Order - Paid into court | 132(L) | 2.9 |
| Litigation Guardian - for Plaintiff/Applicant - Settlement - Paid into court | 132(L) | 2.9 |
| Parties - Disability - Money Payable - Paid into court | 132(L) | 2.9 |
| Parties - Disability - Order - Paid into court | 132(L) | 2.9 |
| Parties - Disability - Settlement - Paid into court | 132(L) | 2.9 |
| Costs - Litigation Guardian - for Plaintiff/Applicant - Liability for | 132(R) | 2.10 |
| Litigation Guardian - for Plaintiff/Applicant - Liability for Costs - Recoverable? | 132(R) | 2.10 |
| Litigation Guardian - for Plaintiff/Applicant - Liability for Costs - Frivolous Action | 132(R) | 2.10 |
| Litigation Guardian - Liability for Costs - May be Personally Liable | 132(R) | 2.10 |
| Litigation Guardian - for Defendant/Respondent - Liability for costs - Not Liable for Defending Unsuccessfully | 132(R) | 2.10 |
| Costs - Litigation Guardian - for Defendant/Respondent | 132(R) | 2.10 |
| Litigation Guardian - for Defendant/Respondent - Liability for costs | 132(R) | 2.10 |
| Parties - Disability - Liability for costs | 132(R) | 2.10 |
| Litigation Guardian - To Retire - Need Court Order | 132(R) | 2.11 |
| Litigation Guardian - Removal of - Where Removed or Retired - Must Usually Give Security for Costs Already Incurred | 132(R) | 2.11 |
| Litigation Guardian - Removal of | 132(R)-133(L) | 2.11 |
| Litigation Guardian - Removal of - Circumstances (3 Situations) (R. 7.06) | 132(R)-133(L) | 2.11 |
| Removal of a lawyer for a litigation guardian | 133(R) | 2.12 |
| Removal of lawyer - r 15.04(1) for litigation guardian | 133(R) | 2.12 |
| Action - Executors/Administrators/Trustees  SEE: Executors/Administrators/Trustees | 133(R) | 3.1 |
| Beneficiaries - Joining  SEE: Executors/Administrators/Trustees - Beneficiaries - Joinder | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Joinder - Beneficiaries | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Parties - Beneficiaries - Joinder | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Proceedings by / against | 133(R) | 3.1 |
| Joinder - Estates  SEE: Executors/Administrators/Trustees - Beneficiaries - Joinder | 133(R) | 3.1 |
| Estate Trustee   SEE: Executors/Administrators/Trustees - Estate Trustee | 133(L) | 3.1 |
| Litigation Guardian - Conflict of Interest - Removal | 133(L) | 2.11 |
| Administrator   SEE: Executors/Administrators/Trustees - Administrator | 133(R) | 3.1 |
| Certificate of Appointment of Estate Trustee | 133(R) | 3.1 |
| Executor   SEE: Executors/Administrators/Trustees - Executor | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Definitions | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Administrator | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Administrator - When appointed | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Executor - Where Named in Will | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Administrator vs. Executor | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Administrator with will annexed | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Certificate of appointment of estate trustees | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Change in Terminology | 131(L) | 3.1 |
| Executors/Administrators/Trustees - Estate Trustee | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Executor | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Executor - vs. Administrator | 133(R) | 3.1 |
| Executors/Administrators/Trustees - New Terminology | 133(R) | 3.1 |
| Executors/Administrators/Trustees - New Terminology - Executor/Administrator/Administrator With Will Annexed - Now Estate Trustee (R. 74.01) | 133(R) | 3.1 |
| Executors/Administrators/Trustees - New Terminology - Letters Probate/Letters of Administration/Letters of Administration With Will Annexed - Now Certificate of Appointment of Estate Trustees (R. 74.01) | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Trustee | 133(R) | 3.1 |
| Letters Probate / of Administration / of Administration w/ will annexed | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Joinder (usually unnecessary) (R. 9.01(1)) | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Joinder - General Rule - Proceedings Can be Brought Without Joinder (R. 9.01(1)) | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Joinder - Generally | 133(R) | 3.1 |
| Joinder - Beneficiaries (Generally Unnecessary) | 133(R) | 3.1 |
| Parties - Executors/Administrators/Trustees   SEE: Executors/Administrators/Trustees | 133(R)-134(L) | 3 |
| Personal Representatives  SEE: Executors/Administrators/Trustees | 131(L)-133(L) | 3 |
| Executors/Administrators/Trustees - Personal Representative - Administrator w/ Will Annexed | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Personal Representative - Administrator | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Personal Representative - Executor | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Personal Representative - Trustee | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Joinder - General Rule - Exceptions (R. 9.01(2)) | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Joinder - General Rule - Exceptions - Establish / Contest Will Validity | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Joinder - General Rule - Exceptions - Will Interpretation | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Joinder - General Rule - Exceptions - Remove / Replace Executor/Administrator/Trustee | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Joinder - General Rule - Exceptions - Executor/Administrator/Trustee Fraud / Misconduct | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Joinder - General Rule - Exceptions - Administration of Estate / Execution of Trust | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Parties - Joinder of Beneficiaries - Courts Discretion (R. 9.01(4)) | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Beneficiaries - Court Discretion -Make Party (R. 9.01(4)) | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Contested will | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Joinder - Court discretion | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Joinder - Personal Representative | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Parties - Several - Join all | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Parties - Several - Join all - Where One Doesn’t Consent, Made Defendant (R. 9.01(3)) | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Parties - to Sue and be Sued (R. 9.01(1)) | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Personal Representative - Joinder | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Proper person to sue / Be Sued (R. 9.01(1)) | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Parties - to Sue and be Sued (R. 9.01(1)) - Exception Where | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Proper person to sue / Be Sued (R. 9.01(1)) - Exception Where | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Setting Aside Conveyances Without Naming Personal Representative | 133(R) | 3.1 |
| Executors/Administrators/Trustees - Several - Join all | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Several - Join all - Where Executor/Administrator/Trustee Does not Consent - Made Defendant | 134(L) | 3.1 |
| Executors/Administrators/Trustees - Litigation Administrator - Appointment - Motion by plaintiff | 134(L) | 3.2 |
| Executors/Administrators/Trustees - Litigation Administrator - Deceased w/o personal representative - Motion by Plaintiff to Appoint (R. 9.02(1)) | 134(L) | 3.2 |
| Representative - Court appointed - For deceased | 134(L) | 3.2 |
| Deceased With No Personal Representative  SEE: Executors/Administrators/Trustees - Litigation Administrator | 134(L) | 3.2 |
| Executors/Administrators/Trustees - Litigation Administrator - Generally | 134(L) | 3.2 |
| Executors/Administrators/Trustees - Litigation Administrator - Deceased w/o personal representative - Appointment | 134(L) | 3.2 |
| Litigation Administrator   SEE: Executors/Administrators/Trustees - Litigation Administrator | 134(L) | 3.2 |
| Parties - Deceased w/o personal representative  SEE: Executors/Administrators/Trustees - Litigation Administrator | 134(L) | 3.2 |
| Trustee   SEE: Executors/Administrators/Trustees - Trustee  SEE: Examination for Discovery - Parties - PGT | 134(R) 209(L) | 3.1 5.3.6 |
| Executors/Administrators/Trustees - Litigation Administrator - Remedial provisions | 134(L) | 3.3 |
| Executors/Administrators/Trustees - Litigation Administrator - Rules - Non-compliance - Remedial provisions | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Estate Litigation - Remedial provisions | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Rules - Estate Litigation - Failure to Comply | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Rules - Estate Litigation - Non-compliance | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Litigation Administrator - Appointment (R. 10) - Court’s initiative | 134(L) | 3.2 |
| Estate Trustee During Litigation | 134(L) | 3.2 |
| Estate Trustee During Litigation vs. Litigation Administrator | 134(L) | 3.2 |
| Executors/Administrators/Trustees - Litigation Administrator - vs. Estate Trustee During Litigation | 134(L) | 3.2 |
| Litigation Administrator - Distinction - Estate Trustee During Litigation | 134(L) | 3.2 |
| Litigation Administrator vs. Estate Trustee During Litigation | 134(L) | 3.2 |
| Remedial Provisions - Estate Litigation (R. 9.03) | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Failure to Comply with Rules | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Estate Litigation - Remedial provisions - Before Grant of Probate or Administration (R. 9.03(1)) | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Estate Litigation - Remedial provisions - Incorrectly Identifies Personal Representative (R. 9.03(2)) | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Rules - Estate Litigation - Failure to Comply - Not a Nullity (R. 9.03(5)) | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Rules - Estate Litigation - Failure to Comply - Court Power to Reconstitute Proceeding (R. 9.03(5)) | 134(R) | 3.3 |
| Rules of Civil Procedure - Failure to comply - Generally (R. 2.01) | 134(R) | 3.3 |
| Rules of Civil Procedure - Non-compliance - Generally (R. 2.01) | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Foreign Administrators - Cannot sue in Ontario - Generally | 135(L) | 3.4 |
| Executors/Administrators/Trustees - Estate Litigation - Remedial provisions - Where Death of Party Before Commencement (R. 9.03(3)) | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Estate Litigation - Remedial provisions - Where Existing Litigation Administrator & One is Appointed (R. 9.03(3)) | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Rules - Estate Litigation - Non-compliance - Remedial provisions - Where Stay Granted | 134(R) | 3.3 |
| Death - Right of action by / against survives (except libel or slander) | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Right of action by / against survives death - Transmissible to Personal Representative | 134(R) | 3.3 |
| Right of Action - Survives death - Transmits to Personal Representative | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Right of action by / against survives death - Exception for Libel and Slander | 134(R) | 3.3 |
| Survival of Right of Action after Death | 134(R) | 3.3 |
| Executors/Administrators/Trustees - Foreign Administrators - Exceptions | 135(R-L) | 3.4 |
| Action - Foreign Administrators/Executors  SEE: Executors/Administrators/Trustees - Foreign Administrator  SEE: Executors/Administrators/Trustees - Foreign Executor | 135(R-L) | 3.4  3.4  3.4 |
| Executors/Administrators/Trustees - Foreign Administrators - Cannot sue in Ontario - Exceptions | 135(R-L) | 3.4 |
| Foreign Administrators/Executors  SEE: Executors/Administrators/Trustees - Foreign | 135(R-L) | 3.4 |
| Parties - Foreign Administrators/Executors  SEE: Executors/Administrators/Trustees - Foreign | 135(R-L) | 3.4 |
| Executors/Administrators/Trustees - Foreign Executors - Can sue in Ontario | 135(L) | 3.4 |
| Defences - Personal Representatives  SEE: Executors/Administrators/Trustees - Defences | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Costs | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Any ground available to deceased, plus | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Any ground available to deceased, plus - Where Insufficient Assets | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Absence of Plea of No / Insufficient Assets - Deemed to have Assets to Satisfy | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Costs | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Insufficient Assets | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Liability | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Where Personally liable | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Plene administravit (fully administered) | 135(R) | 3.5 |
| Executors/Administrators/Trustees - Defences - Plene administravit praeter (nearly fully administered) | 135(R) | 3.5 |
| Executors/Administrators/Trustees - Defences - Liability - Costs (court discretion) | 135(R) | 3.5 |
| Executors/Administrators/Trustees - Defences - Liability - Debt | 135(L) | 3.5 |
| Executors/Administrators/Trustees - Defences - Liability - Personally liable | 135(L) | 3.5 |
| Plene administravit - Estates | 135(R) | 3.5 |
| Plene administravit praeter - Estates | 135(R | 3.5 |
| Specialized Courts - Estates List - New Practice Direction | 135(R) | 3.6 |
| Executors/Administrators/Trustees - Estates List | 135(R) | 3.6 |
| Specialized Courts - Estates List | 135(R) | 3.6 |
| Contingent Interest - Representative For Persons With | 135(R) | 4 |
| Parties - Cannot be ascertained / found / served  SEE: Representation Orders (R. 10.01) | 135(R) | 4 |
| Parties - Representation for unascertained persons  SEE: Representation Orders (R. 10.) | 135(R) | 4 |
| Parties - Unascertained  SEE: Representation Orders (R. 10) | 135(R) | 4 |
| Representation of Unascertained Person - Rights or Status | 135(R) | 4 |
| Representation Orders (R. 10) | 135(R) | 4 |
| Representation Orders (R. 10.01) - Persons with present / future / contingent / unascertained interest | 135(R) | 4 |
| Representation Orders (R. 10) - Judicial discretion | 135(R) | 4 |
| Representation Orders (R. 10) - Where Order May be Made | 135(R) | 4 |
| Representation Orders (R. 10) - Representative status | 135(R) | 4 |
| Representation Orders (R. 10) - Binding | 135(R) | 4 |
| Representation Orders (R. 10) - Binding - Unless Judge Finds Reason - Examples - Fraud / Non-Disclosure / Interests have Changed | 135(R) | 4 |
| Representation Orders (R. 10) - Settlement Affecting Non-Parties - Approval | 135(R) | 4 |
| Settlement - Unascertained Persons - Approval of | 135(R) | 4 |
| Corporations - Action on behalf of (vs. individual action of stakeholder) | 136(L) | 5 |
| Corporation - Action on behalf of - Corporation is Only Proper Plaintiff | 136(L) | 5 |
| Corporations - Action on behalf of - Liquidation - Proper plaintiff | 136(L-R) | 5 |
| Corporations - Action on behalf of - Proper Plaintiff (even in liquidation) | 136(L-R) | 5 |
| Corporations - Liquidation - Proper plaintiff | 136(L-R) | 5 |
| Corporations - Proper Plaintiff (even in liquidation) | 136(L-R) | 5 |
| Action - Corporations  SEE: Corporations | 136(L-R) | 5 |
| Parties - Corporation  SEE: Corporation | 136(L-R) | 5 |
| Corporations - Action on behalf of | 136(L-R) | 5 |
| Corporations - Commencing action | 136(L-R) | 5 |
| Corporations - Action by - Corporation outside of Canada | 136(L-R) | 5 |
| Corporations - Action by - Corporation outside of Canada - Requirements - Failure to Comply | 136(L-R) | 5 |
| Corporations - Action on behalf of - Corporation outside of Canada | 136(L-R) | 5 |
| Corporations - Extra-Provincial Corporations Act | 136(L-R) | 5 |
| Corporations - Statute - Extra-Provincial Corporations Act | 136(L-R) | 5 |
| Corporations - Action by - Corporation outside of Canada - Requirements - Must Appoint Agent for Service in Ontario + Prescribed Form | 136(L) | 5 |
| Corporations - Action on behalf of - Shareholder approval (not required) | 136(L) | 5 |
| Corporations - Action on behalf of - Doesn’t Require Shareholder Approval | 136(L) | 5 |
| Corporation - Action on behalf of - Directors’ Prima Facie Right | 136(L) | 5 |
| Corporation - Action on behalf of - Must be Represented by Lawyer - Unless Leave Obtained (R. 15.02(2)) | 136(L) | 5 |
| Corporations - Action - Governed by statute (OBCA, CBCA) | 136(L) | 5 |
| Corporations - Action on behalf of - CBCA | 136(L) | 5 |
| Corporations - Action on behalf of - OBCA | 136(L) | 5 |
| Corporations - Action on behalf of - Statutory (derivative, interested parties, oppression) | 136(L) | 5 |
| Corporations - Canada Business Corporations Act | 136(L) | 5 |
| Corporations - CBCA | 136(L) | 5 |
| Corporations - Derivative action (s. 246 OBCA, s. 239 CBCA) | 136(L) | 5 |
| Corporations - Intervention by interested parties (s. 247 OBCA, s. 240 CBCA) | 136(R) | 5 |
| Corporations - Legal representation required (or leave of court) | 136(R) | 5 |
| Corporations - Ontario’s Business Corporations Act | 136(R) | 5 |
| Corporations - Oppression Remedy (s. 248 OBCA, s. 241 CBCA) | 136(R) | 5 |
| Corporations - Statute - CBCA | 136(R) | 5 |
| Corporations - Statute - Derivative action (s. 246 OBCA, s. 239 CBCA) | 136(R) | 5 |
| Corporations - Statute - Intervention by interested parties (s. 247 OBCA, s. 240 CBCA) | 136(R) | 5 |
| Corporations - Statute - Ontario’s Business Corporations Act | 136(R) | 5 |
| Corporations - Statute - Oppression Remedy (s. 248 OBCA, s. 241 CBCA) | 136(R) | 5 |
| Derivative action   SEE: Corporation - Derivative action | 136(R) | 5 |
| Intervention by Interested Parties  SEE: Corporation - Intervention by interested parties  SEE: Joinder - Intervention | 136(R) | 5  1.6 |
| Oppression Remedy  SEE: Corporation - Oppression remedy | 136(R) | 5 |
| Extra Provincial Corporations Act | 136(R) | 5 |
| Corporations - Action by - Corporation outside of Canada - Requirements - Failure to Comply - Where Default Corrected | 136(R) | 5 |
| Business Names Act  SEE: Partnership - Business Names Act  SEE: Sole Proprietorship - Business Names Act | 136(R) | 6.1  6.2 |
| Partnership - Definition - s. 2 PA | 136(R) | 6.1 |
| Partnership - Defined - s. 2 PA | 136(R) | 6.1 |
| Partnership - Action commenced - which name? | 136(R) | 6.1 |
| Partnership - Action on behalf of - In firm name - Business Names Act | 136(R) | 6.1 |
| Partnership - Actions By or Against - In Firm Name - Regulation of (R. 8) | 136(R) | 6.1 |
| Partnership - Actions By or Against - In Firm Name (R. 8.01(1)) | 136(R) | 6.1 |
| Partnership - Action on behalf of - In firm name (advantages) | 136(R) | 6.1 |
| Partnership - Action on behalf of - In firm name - Advantages - Easier to Prove Cause of Action / Partner in Common / Death of Partner / Where One Partner Minor | 136(R) | 6.1 |
| Partnership - Advantages of bringing action in firm name | 136(R) | 6.1 |
| Partnership - Business Names Act - Applicability | 136(R) | 6.1 |
| Partnership - Business Names Act - Non-Compliance - Consequences | 136(R) | 6.1 |
| Partnership - Business Names Act - Requirements - Registration Before Business Carried on Under Firm Name | 136(R) | 6.1 |
| Partnership - Choosing: firm or partner name - Advantages firm name | 136(R) | 6.1 |
| Partnership - Limited Partnerships Act | 136(R) | 6.1 |
| Partnership - Status under relevant statutes | 136(R) | 6.1 |
| Action - Partnerships  SEE: Partnership | 136(R) | 6.1 |
| Parties - Partnerships  SEE: Partnership | 136(R) | 6.1 |
| Partnership - Action against - Consider Whether Partnership a “person” | 136(R) | 6.1 |
| Partnership - Action against - Service on firm | 136(R) | 6.1 |
| Defences - Partnership  SEE: Partnership - Common Defence | 136(R) | 6.1 |
| Order - Partnership   SEE: Partnership - Orders | 136(R) | 6.1 |
| Partnership - Action against - Common Defence (R. 8.02) | 136(R) | 6.1 |
| Partnership - Action against - Common Defence - Exception (denies partner) | 136(R) | 6.1 |
| Partnership - Action against - Common Defence - Exception (denies partner) - Becomes Party, Title of Proceeding Amended (R. 8.04(a)) | 136(R) | 6.1 |
| Partnership - Action against - Service on partners | 137(L) | 6.1 |
| Partnership - Disclose partnership list - Consequences | 137(L) | 6.1 |
| Partnership - Disclose partnership list - Requirement (R. 8.05(1)) | 137(L) | 6.1 |
| Partnership - Disclose partnership list - Plaintiff has 15 Days After Disclosure for Service | 137(L) | 6.1 |
| Partnership - Identifying / locating partners | 137(L) | 6.1 |
| Partnership - Locating / identifying partners | 137(L) | 6.1 |
| Partnership - Orders - Enforceability - Where Enforceable Against One or More Partners Personally - Service on Person w/ Notice to Alleged Partner - Form 8A (R. 8.03(1)) | 137(L) | 6.1 |
| Partnership - Orders - Enforceability - Where Enforceable Against One or More Partners Personally - Where Served - Deemed Partner Unless Denial | 137(L) | 6.1 |
| Partnership - Orders - Enforceability - Plaintiff May Move for Order Against Individual Partners | 137(L) | 6.1 |
| Partnership - Orders - Enforceability - Against Any Person Admits / Deemed / Adjudged to be Partner (R. 8.06(2)) | 137(L) | 6.1 |
| Partnership - Orders - Enforceability - Partnership property (R. 8.06(1)) | 137(L) | 6.1 |
| Partnership - Service - Allows personal enforceability | 137(L) | 6.1 |
| Service - Partnership | 137(L) | 6.1 |
| Partnership - Service to - Wise to Serve on All Partners | 137(L) | 6.1 |
| Partnership - Orders - Enforceability - Served-partners personally (who did not deny partnership) | 137(L) | 6.1 |
| Action - Sole Proprietorship  SEE: Sole Proprietorship | 137(R) | 6.2  6.2 |
| Parties - Sole Proprietorship  SEE: Sole Proprietorship | 137(R) | 6.2 |
| Service - Sole Proprietorship (R. 8.01-8.06 Apply)  SEE: Partnerships - Service  SEE: Partnerships - Action against - Service on partners | 137(R) | 6.2  6.1  6.1 |
| Sole Proprietorship - Definition | 137(R) | 6.2 |
| Sole Proprietorship - Action against - Business name (R. 8.07(1)) | 137(R) | 6.2 |
| Sole Proprietorship - Business Names Act - Registration Requirement | 137(R) | 6.2 |
| Sole Proprietorship - Carrying on business - Business Names Act | 137(R) | 6.2 |
| Sole Proprietorship - Proceedings against - Business name | 137(R) | 6.2 |
| Sole Proprietorship - Proceedings by / against - Limitations | 137(R) | 6.2 |
| Sole Proprietorship - Service of - Partnership Service Rules Apply | 137(R) | 6.2 |
| Sole Proprietorship - Similar to Partnership re: Rules | 137(R) | 6.2 |
| Death - Client - What to do - Order to continue + service (R. 11.01) | 138(L) | 7 |
| Parties - Death of Client (R. 11.01) - Order to continue | 138(L) | 7 |
| Parties - Transfer of interest or liability during proceeding - What to do | 138(L) | 7 |
| Transfer of interest or liability during proceeding - What to do | 138(L) | 7 |
| Bankrupt Parties - Ability to Continue Litigation - Must Obtain Approval | 138(R) | 8 |
| Parties - Bankrupt - Require approval from trustee-in-bankruptcy | 138(R) | 8 |
| Parties - Bankrupt - Require approval from trustee-in-bankruptcy - Proceedings Stayed Until Approved | 138(R) | 8 |
| Bankrupt Parties - Ability to Continue Litigation - Must Obtain Approval - Proceedings Stayed Until Approved | 138(R) | 8 |
| Joinder of Parties | 139(L) | 1 |
| Parties - Joinder -  SEE: Joinder of Parties | 139(L) | 1 |
| Action in Personam - Definition | 139(L) | 1.1 |
| Action in Rem - Definition | 139(L) | 1.1 |
| Action in Rem - Default judgment Not Possible | 139(L) | 1.1 |
| Action in Rem - Quasi in rem actions - Adjudication on Status of Subject Matter of Litigation - Examples | 139(L) | 1.1 |
| Admiralty - Action in rem | 139(L) | 1.1 |
| in personam - Definition | 139(L) | 1.1 |
| Action in personam - Personal Rights Rather than Property | 139(L) | 1.1 |
| Action in rem - Specific Property Rights Rather than Personal Rights | 139(L) | 1.1 |
| in rem - Definition | 139(L) | 1.1 |
| Judgment in personam - Definition | 139(L) | 1.1 |
| Judgment in rem - Definition - Determines Right as Against World and Equally Binding on Everyone | 139(L) | 1.1 |
| Jurisdiction - in personam | 139(L) | 1.1 |
| Jurisdiction - in rem | 139(L) | 1.1 |
| Jurisdiction - Over the person (in personam) | 139(L) | 1.1 |
| Personal Jurisdiction  SEE: Jurisdiction - in personam | 139(L) | 1.1 |
| Quasi in rem | 139(L) | 1.1 |
| Territorial Jurisdiction  SEE: Jurisdiction - in personam | 139(L) | 1.1 |
| Parties - Necessary  SEE: Parties - Joinder - Necessary parties and mandatory (R. 5.03) | 139(L)-13(L)  138(L) | 1.2  1.2.1 |
| Parties - Proper  SEE: Parties - Joinder - Proper parties and permissive (R. 5.02) | 139(L-R)  140(L-R) | 1.2  1.2.2 |
| Proper Parties  SEE: Parties - Joinder - Proper parties and permissive (R. 5.02) | 139(L-R)  140(L-R) | 1.2  1.2.2 |
| Necessary Parties  SEE: Parties - Joinder - Necessary parties and mandatory (R. 5.03) | 139(L-R)  140(L-R | 1.2  1.2.1 |
| Joinder of Parties - General Principles - Judgment may be binding on non-parties - MacMillan Bloedel Ltd. v Simpson | 139(R) | 1.2 |
| Joinder of Parties - General Principles - Court has No Jurisdiction over Non-Parties, but | 139(R) | 1.2 |
| Joinder of Parties - General Principles - Limitations (cannot be both P+D, must have an interest) | 139(R) | 1.2 |
| Joinder of Parties - General Principles - Limitations - No Party who Doesn’t Have an Interest (Subject to R. 13) | 139(R) | 1.2 |
| Joinder of Parties - General Principles - Two+ plaintiff/applicants must have same lawyer | 139(R) | 1.2 |
| Joinder of Parties - Court may order party to be joined (R. 5.03(4)) | 139(R) | 1.2 |
| Mandatory Parties  SEE: Parties - Joinder - Mandatory (R. 5.03) | 139(R)-140(L) | 1.2  1.2.1 |
| Parties - Joinder - Plaintiff’s choice - General principles | 139(R) | 1.2 |
| Parties - Joinder - Plaintiff’s choice - Exception: necessary / mandatory parties) | 139(R) | 1.2 |
| Joinder of Parties - Plaintiff (generally) chooses who to sue - principles | 139(R) | 1.2 |
| Parties - Joinder - Permissive (R. 5.02) | 140(L-R) | 1.2.2 |
| Parties - Permissive  SEE: Parties - Joinder - Permissive (R. 5.02) | 140(L-R) | 1.2.2 |
| Parties - Joinder - Proper parties and permissive (R. 5.02) | 140(L-R) | 1.2.2 |
| Permissive Joinder  SEE: Parties - Joinder - Permissive (R. 5.02) | 140(L-R) | 1.2.2 |
| Joinder of Parties - Permissive (R. 5.02) | 140(L-R) | 1.2.2 |
| Joinder of Parties - Proper parties and permissive joinder (R. 5.02) | 140(L-R) | 1.2.2 |
| Joinder of Parties - Permissive - Plaintiffs / Applicants | 140(L-R) | 1.2.2 |
| Parties - Joinder - Mandatory (R. 5.03) - Court may grant relief (R. 5.03(6)) | 140(L) | 1.2.1 |
| Parties - Joinder - Necessary parties and mandatory (R. 5.03) - Court may grant relief (R. 5.03(6)) | 140(L) | 1.2.1 |
| Parties - Mandatory  SEE: Parties - Joinder - Mandatory (R. 5.03) | 140(L) | 1.2.1 |
| Assignment - Joinder | 140(L) | 1.2.1 |
| Chose in Action - Joinder | 140(L) | 1.2.1 |
| Joinder of Parties - Mandatory (R. 5.03) - Court may grant relief from (R. 5.03(6)) | 140(L) | 1.2.1 |
| Joinder of Parties - Mandatory (R. 5.03) - Necessary to Adjudicate Effectively | 140(L) | 1.2.1 |
| Joinder of Parties - Mandatory (R. 5.03) - Jointly Entitled Relief | 140(L) | 1.2.1 |
| Joinder of Parties - Mandatory (R. 5.03) - Assignee/Assignor in Chose of Action - Unless | 140(L) | 1.2.1 |
| Joinder of Parties - Mandatory (R. 5.03) - Where Refuse to Be Joined, Added as Defendant (Reasons) | 140(L) | 1.2.1 |
| Joinder of Parties - Necessary (R. 5.03) - Court may grant relief (R. 5.03(6)) | 140(L) | 1.2.1 |
| Joinder of Parties - Curative Provisions - Adding plaintiff/applicant requires consent - Refusal 🡪 if necessary, added as defendant | 140(R) | 1.3 |
| Joinder of Parties - Curative Provisions - Need Consent to Add plaintiff/applicant After Commencement (R. 5.04(3)) | 140(R) | 1.3 |
| Joinder of Parties - Curative Provisions - Need Consent to Add plaintiff/applicant After Commencement - Where Refused, Add as Defendant/Respondent (R. 5.04(5)) | 140(R) | 1.3 |
| Joinder of Parties - Curative Provisions - Misjoinder or Non-Joinder (R. 5.04)) | 140(R) | 1.3 |
| Joinder of Parties - Curative provisions - Court may grant relief | 140(R) | 1.3 |
| Joinder of Parties - Curative provisions - Court’s Power is Discretionary | 140(R) | 1.3 |
| Joinder of Parties - Curative Provisions - Gives Court Authority to Determine Issues w/o Prejudice to Non-Parties | 140(R) | 1.3 |
| Joinder of Parties - Necessary (R. 5.03) - Refusal to join as plaintiff/applicant - Made defendant | 140(R) | 1.3 |
| Joinder of Parties - Curative Provisions - Court discretion - Adding parties | 140(R) | 1.3 |
| Joinder of Parties - Curative Provisions - Court discretion (add, delete, substitute @ any stage) (R. 5.04(2)) | 140(R) | 1.3 |
| Joinder of Parties - Misjoinder / Non-joinder - Not fatal (usually) | 140(R) | 1.3 |
| Joinder of Parties - Non-joinder - Not fatal (usually) | 140(R) | 1.3 |
| Joinder of Parties - Permissive - Defendants / Respondents | 140(R) | 1.2.2 |
| Contracts - Joinder  SEE: Joinder of Parties - Contracts | 141(L-R) | 1.4.1 |
| Joinder of Parties - Contracts | 141(L-R) | 1.4.1 |
| Proceedings in Contract - Joinder  SEE: Joinder of Parties - Contracts | 141(L-R) | 1.4.1 |
| Parties - Contracts  SEE: Joinder of Parties - Contracts | 141(L-R) | 1.4.1 |
| Joinder of Parties - Contracts - Joint contracts | 141(L-R) | 1.4.1(a) |
| Joint Contracts   SEE: Joinder of Parties - Contracts - Joint Contracts | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Promisors - Successful plea by one joint promisor inures to all | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Successful defence / plea - Inures to all joint promisors | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Cannot rely on misjoinder to avoid limitation period | 140(R) | 1.3 |
| Joinder of Parties - Curative Provisions - Cannot be used to avoid application of Limitations Act | 140(R) | 1.3 |
| Joinder of Parties - Limitation Period - No Avoidance | 140(R) | 1.3 |
| Joinder of Parties - Curative Provisions - Limitations Act, 2002 - Prohibits Adding Party if Limitation Period has Expired | 140(R) | 1.3 |
| Joinder of Parties - Contracts - Joint Contracts - Judgment/release of one jointly liable, does not release all - s. 139(1) CJA | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Necessary/mandatory parties - All promisees | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Promisees - All necessary/mandatory (P/A or D if no consent) | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Promisees - All necessary/mandatory - On death, rights pass to survivor (unless last, then personal representative) | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Promisees - All necessary/mandatory - On bankruptcy, rights pass to survivor (unless last, then personal representative) | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Necessary/mandatory parties - All promisees + promisors | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Action against personal representative of deceased joint obligor (Mercantile Law Amendment Act) | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Deceased - Action against personal representative of deceased joint obligor (Mercantile Law Amendment Act) | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Necessary/mandatory parties - All promisors | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Contracts - Joint Contracts - Promisors - All necessary/mandatory | 141(L-R) | 1.4.1(a) |
| Joinder of Parties - Torts - Joint plaintiffs - Recovery | 141(R) | 1.4.2 |
| Parties in Particular Cases - Generally | 141(L-R) | 1.4 |
| Joinder of Parties - Contracts - Several contracts - Judgment/release of one does not affect other | 141(R) | 1.4.1(b) |
| Joinder of Parties - Contracts - Several contracts - Survivorship (none) | 141(R) | 1.4.1(b) |
| Joinder of Parties - Contracts - Several contracts - Permissive (R. 5.02) | 141(R) | 1.4.1(b) |
| Several Contracts  SEE: Joinder of Parties - Contracts - Several Contracts | 141(R) | 1.4.1(b) |
| Joinder of Parties - Contracts - Joint and several contracts - Judgment against one doesn't bar other judgments | 141(R) | 1.4.1(c) |
| Joinder of Parties - Contracts - Joint and several contracts - Suing more than one plaintiff | 141(R) | 1.4.1(c) |
| Joinder of Parties - Contracts - Joint and several contracts - May Sue Some or All Jointly or Separately | 141(R) | 1.4.1(c) |
| Joinder of Parties - Contracts - Joint and several contracts - Permissive | 141(R) | 1.4.1(c) |
| Joint and Several Contracts -   SEE: Joinder of Parties - Contracts - Joint and Several Contracts | 141(R) | 1.4.1(c) |
| Joinder of Parties - Alternative claims - Contracts - Irrevocable Election / Bar to Further Proceedings | 141(R) | 1.4.1(d) |
| Joinder of Parties - Contracts - Alternative claims | 141(R) | 1.4.1(d) |
| Joinder of Parties - Contracts - Alternative claims - Definition | 141(R) | 1.4.1(d) |
| Joinder of Parties - Contracts - Alternative claims - Permissible (R. 5.02(2)(a)) | 141(R) | 1.4.1(d) |
| Contributory Negligence - Plaintiff recovery reduced | 141(R) | 1.4.2 |
| Joinder of Parties - Torts - Joint tortfeasors - Negligence Act - Contribution Between tortfeasors (s. 2) | 141(R) | 1.4.2 |
| Joinder of Parties - Torts - Joint Owners - Chattel | 142(L) | 1.4.2 |
| Joinder of Parties - Torts - Joint tortfeasors - Negligence Act - Contribution amongst (s. 2) | 142(L) | 1.4.2 |
| Joinder of Parties - Torts - Joint tortfeasors - Negligence Act - Joint and severally liable (s. 1) | 142(L) | 1.4.2 |
| Joinder of Parties - Torts - Joint tortfeasors - Negligence Act - Third party proceedings (s. 5) | 142(L) | 1.4.2 |
| Joinder of Parties - Torts - Joint tortfeasors - Negligence Act - Settle w/ plaintiff and proceed against other tortfeasor (s. 2) | 142(L) | 1.4.2 |
| Joinder of Parties - Torts - Negligence Act | 142(L) | 1.4.2 |
| Joint and Several Liability - Torts  SEE: Joinder of Parties - Torts - Joint torfeasors | 142(L) | 1.4.2 |
| Joint and Several Liability - Torts - Third parties | 142(L) | 1.4.2 |
| Liability - Torts - Negligence Act - Contributory negligence (recovery reduced) (s. 3) | 142(L) | 1.4.2 |
| Negligence Act - Contributory negligence - Plaintiff recovery reduced | 142(L) | 1.4.2 |
| Negligence Act - Joinder of parties | 142(L) | 1.4.2 |
| Proceedings in Tort - Generally  SEE: Joinder of Parties - Torts | 142(L) | 1.4.2 |
| Parties - Torts  SEE: Joinder of Parties - Torts | 142(L) | 1.4.2 |
| Torts - Joinder  SEE: Joinder of Parties - Torts | 142(L) | 1.4.2 |
| Joinder of Parties - Torts - Co-owners - Recovery proportionate to interest | 142(L) | 1.4.2 |
| Joint Owners - Chattel - Tort - Damages - Proportionate to Co-Owner’s Interest (R. 5.04(1)) | 142(L) | 1.4.2 |
| Joinder of Parties - Torts - Negligence Act | 142(L) | 1.4.2 |
| Relief Against Joinder (R. 5.05)  SEE: Joinder of Parties - Relief against joinder | 142(R) | 1.5 |
| Joinder of Parties - Relief against joinder - Court May (R. 5.05) | 142(R) | 1.5 |
| Joinder of Parties - Relief against joinder - Court has Discretion to (R. 5.05) | 142(R) | 1.5 |
| Joinder of Parties - Relief against joinder - Court’s Options to Relieve Joinder (R. 5.05) | 142(R) | 1.5 |
| Joinder of Parties - Relief against joinder - Complicating joinder - Relief by court | 142(R) | 1.5 |
| Joinder of Parties - Relief against joinder - Court discretion - Relief against prejudicial / complicating joinder | 142(R) | 1.5 |
| Joinder of Parties - Relief against joinder - Prejudicial joinder - Relief by Court | 142(R) | 1.5 |
| Joinder of Parties - Relief against joinder (R. 5.05) | 142(R) | 1.5 |
| Joinder of Parties - Relief against joinder - By Court (R. 5.05) | 142(R) | 1.5 |
| Joinder of Parties - Actions in land - Joint Tenancy | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Joint Tenancy (necessary if JTs , failure to include all may be fatal) | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Proper if entitled to immediate possession (R. 5.03(2)) - Joining All is Advisable | 142(L) | 1.4.3 |
| Actions for Possession in Land - Joinder of Parties  SEE: Joinder of Parties - Actions in Land | 142(L) | 1.4.3 |
| Actions in Land - Joinder of Parties  SEE: Joinder of Parties - Actions in Land | 142(L) | 1.4.3 |
| Conversion - Joinder of Parties - Actions in Land | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Conversion - Plaintiff - Proper plaintiff (if right to immediate possession + property vested) | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Trespass - Landlord sometimes proper | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Trespass - Proper if in possession | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Trespass - Plaintiff | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Wrongful dispossession | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Entitled to Immediate Possession | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Defendant - Person in Actual Possession | 142(L) | 1.4.3 |
| Trespass - Joinder of Parties - Actions in Land | 142(L) | 1.4.3 |
| Wrongful Dispossession of Land - Joinder of Parties - Actions in Land | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Defendants - Mortgagee - Where Necessary defendant | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Defendants - Mortgagee - Action for Trespass | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Mortgagor - Can Maintain Action As Long as Mortgage has Not Taken Possession | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Mortgagor - If in Possession - Considered Beneficial Owner | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Defendants - Proper defendants (all in actual possession should be joined, relaxed if same lessor) | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Joining Ds (all parties in possession) | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Mortgage | 142(L) | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Mortgagor | 142(L) | 1.4.3 |
| Joinder of Parties - Mortgagor / Mortgagee | 142(L) | 1.4.3 |
| Mortgage - Actions in Land - Joinder of Parties | 142(L) | 1.4.3 |
| Joinder of Parties - Intervention - Where May be Sought | 142(R) | 1.6 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Appropriate circumstance | 142(R) | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Court discretion - Considerations in granting leave - Undue Delay or Prejudice | 142(R) | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - on motion | 142(R) | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Court discretion - Extent of participation (argument and/or evidence) | 142(R) | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Court discretion - Make Order that is Just | 142(R) | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Nature of intervention (argument and/or evidence) | 142(R) | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Court discretion - Considerations in Allowing Intervention | 142(R) | 1.6.1 |
| Intervention  SEE: Joinder of Parties - Intervention | 142(R)-143(L) | 1.6 |
| Joinder of Parties - Intervention - R. 13 | 142(R)-143(L) | 1.6 |
| Intervention as an Added Party  SEE: Joinder of Parties - Intervention - Added party (R. 13.01) | 142(R)-143(L) | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Example - Halton Community Credit Union v ICL Computers Canada | 142(R)-143(L) | 1.6.1 |
| Joinder of Parties - Intervention - Example | 142(R)-143(L) | 1.6.1 |
| Consolidation - Circumstances Where - Q of Law or Fact in Common, Relief from Same Transaction/Occurrence or Series of Transactions/Occurrences, or Any Other Such Reason | 143(R) | 2 |
| Consolidation - Proceedings consolidated - When appropriate | 143(R) | 2 |
| Consolidation - When Appropriate | 143(R) | 2 |
| Amicus curaie - Intervention  SEE: Joinder of Parties - Intervention - Friend of the court (R. 13.02) | 141(L) | 1.6.2 |
| Joinder of Parties - Intervention - Amicus curiae (R. 13.02)  SEE: Joinder of Parties - Intervention - Friend of the Court | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - How (with leave of court or invitation by court) | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Court discretion - Considerations in granting leave | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Purpose (assist court with argument) | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Purpose of Intervention - Render Assistance | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Extent of participation (argument) | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Public interest - Friend of the court | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Example - Bhajan v Ontario (Children’s Lawyer) - Legal Clinic Where No Respondent | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Joseph Groia v LSUC | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Nature of Case, Issues that Arise, Useful Contribution | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Charter cases Specifically | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Submissions are Useful and Different | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Threshold Lower in Public Interest Case | 143(L-R) | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Indifference to Outcome not an Issue | 143(L-R) | 1.6.2 |
| Questions of Law / Fact in common - Consolidation | 143(R) | 2 |
| Action - Hearing together  SEE: Consolidation | 143(R) | 2 |
| Action - Consolidation (hearing together)  SEE: Consolidation | 143(R) | 2 |
| Consolidation - Circumstances where appropriate | 143(R) | 2 |
| Consolidation - Where Cannot be - Could Not have Been Joined Initially | 143(R) | 2 |
| Consolidation - Counterclaim | 143(R) | 2 |
| Consolidation - Heard Together | 143(R) | 2 |
| Consolidation - Heard One After the Other | 143(R) | 2 |
| Consolidation - Effect of | 143(R) | 2 |
| Consolidation - Effect of - Consolidation (proceed as one action) | 143(R) | 2 |
| Consolidation - Effect of - Hearing together or One After the Other | 143(R) | 2 |
| Consolidation - Orders - Counterclaim | 143(R) | 2 |
| Consolidation - Orders - Heard successively | 143(R) | 2 |
| Consolidation - Orders - Hearing together | 143(R) | 2 |
| Consolidation - Orders - Proceedings consolidated | 143(R) | 2 |
| Consolidation - Orders - Proceedings stayed | 143(R) | 2 |
| Consolidation - Orders (5 options) (R. 6.01(d)-(e)) | 143(R) | 2 |
| Consolidation - Proceedings stayed | 143(R) | 2 |
| Hearing Together  SEE: Consolidation - Orders - Heard Together | 143(R) | 2 |
| Consolidation - Where Inappropriate - Where Defendant Commences Second Action Against Plaintiff | 143(R) | 2 |
| Consolidation - Different courts - s. 107 CJA | 144(L) | 2 |
| Consolidation - Different courts - Small Claims - Need Consent to Transfer to Superior Court (but Vigna v Toronto Stock Exchange allowed) | 144(L) | 2 |
| Consolidation - Different courts - Small Claims | 144(L) | 2 |
| Consolidation - Small Claims | 144(L) | 2 |
| Consolidation - Different courts - Small Claims - Counterclaim w/o Plaintiff’s Consent | 144(L) | 2 |
| Consolidation - Court’s Discretion - Considerations | 144(L) | 2 |
| Consolidation - Court’s Discretion - Considerations - Privilege in Examination for Discovery | 144(L) | 2 |
| Consolidation - Hearing together - Court’s discretion - Considerations | 144(L) | 2 |
| Consolidation - Proceedings consolidated - Court’s discretion - Considerations | 144(L) | 2 |
| Consolidation - Different courts - Small Claims - Motion to Transfer - Superior Court Judge | 144(L) | 2 |
| Consolidation - Court’s Discretion - Considerations - Convenience / Expense | 144(L) | 2 |
| Consolidation - Court’s Discretion - Considerations - Jury Notice in One Action but Not the Other | 144(L) | 2 |
| Consolidation - Court’s Discretion - Considerations - How Far Actions Progressed | 144(L) | 2 |
| Consolidation - Court’s Discretion - Considerations - Plaintiffs have Separate Lawyers and Cannot Agree | 144(R) | 2 |
| Consolidation - Court’s Discretion - Considerations - Where Relevant Matters in One Have Arisen After Commencement | 144(R) | 2 |
| Consolidation - Heard successively - Court’s discretion - To vary order (R. 6.02) | 144(R) | 2 |
| Consolidation - Hearing together - Court’s discretion - To vary order (R. 6.02) | 144(R) | 2 |
| Consolidation - Hearing Together - Example | 144(R) | 2 |
| Bifurcated trial - Court’s discretion (e.g. liability + damages) | 144(R) | 3 |
| Consolidation - Separate Hearings - Bifurcated | 144(R) | 3 |
| Separate Hearings - Also Called Bifurcated Trial | 144(R) | 3 |
| Separate Hearings - Bifurcated Trial - Court’s Inherent Jurisdiction to Bifurcate - Soulliere v Robitaille Estate | 144(R) | 3 |
| Separate Hearings - Court has Power to Order Distinct Issues to be Heard Separately (R. 6.1.01) | 144(R) | 3 |
| Separate Hearings (e.g. for Damages and Liability) | 144(R) | 3 |
| Action - vs. Application | 145(L-R) | 2 |
| Application - vs. Action | 145(L-R) | 2 |
| Commencement of Proceeding - Action or Application? | 145(L-R) | 2 |
| Commencement of Proceeding - Location | 145(L) | 1 |
| Commencement of Proceeding - Place of commencement | 145(L) | 1 |
| Commencement of Proceeding - Transfer | 145(L) | 1 |
| Commencement of Proceeding - Estates Act - Specifies place of commencement | 145(L) | 1 |
| Commencement of Proceeding - location - where statute/rule does not specify - r. 13.1.01 | 145(L) | 1 |
| Transfer of proceedings to different jurisdiction - r. 13.1.02 | 145(L) | 1 |
| Place of commencement - where statute/rule does not specify - r. 13.1.01 | 145(L) | 1 |
| Transfer of proceedings - jurisdiction of court - fair trial - interests of justice - r. 13.1.02(2)(a) | 145(L) | 1 |
| Transfer of proceedings - factors to be considered by court - r. 13.1.02(2)(b) | 145(L) | 1 |
| Transfer of proceedings - discretion of regional senior judge - r. 13.1.02(4) | 145(L) | 1 |
| Location of proceedings - transfer of proceedings - discretion of regional senior judge r. 13.1.02(4) | 145(L) | 1 |
| Location of proceedings - place of commencement | 145(L) | 1 |
| Location of proceedings - place of commencement - where statute/rule does not specify | 145(L) | 1 |
| Commencement of Proceeding - Action - Definition - r. 1.03(1) | 145(L) | 2 |
| Commencement of Proceeding - Action - by Statement of Claim, Notice of Action, Counterclaim, Crossclaim, Third Party (Subsequent) Claims | 145(L) | 2 |
| Commencement of Proceeding - Application - Definition - r. 1.03(1) | 145(L) | 2 |
| Commencement of Proceeding - Application - by Notice of Application | 145(L) | 2 |
| Action - General | 145(L) | 2 |
| Commencement of Proceeding - Application - Circumstances appropriate (Rules or Statute) | 145(R) | 2 |
| Commencement of Proceeding - Originating Process - r. 14.01(1) | 145(R)-146(L) | 3 |
| Commencement of Proceeding - Originating Process - Definition - r. 1.03(1) | 145(R)-146(L) | 3 |
| Commencement of Proceeding - Originating Process  SEE: Originating Process | 145(R)-146(L) | 3 |
| Originating Process - Required - Exceptions (already party, appointment of estate trustee) | 145(R)-146(L) | 3 |
| Commencing Action  SEE: Commencement of proceeding - Action | 146(L-R) | 4.1 |
| Originating Process - Action | 146(L-R) | 4.1 |
| Originating Process - Action - Statement of Claim - Contents | 146(L-R) | 4.1 |
| Statement of Claim - Content - Information | 146(L-R) | 4.1 |
| Proceeding - Definition - r. 1.03(1) - defined as either application/action | 146(L) | 3 |
| Originating Process - Right to issue - Exceptions (requires leave - e.g. Derivative Action) | 146(L) | 3 |
| Originating Process - Exceptions - Not required for cross/counter claims | 146(L) | 3 |
| Originating Process - attributes (must be issued, include standard form warnings, personal service) | 146(L) | 3 |
| Originating Process - must be served - r. 16.01(1) | 146(L) | 3 |
| Action - Mortgage - Originating Process (use Form 14B) | 146(L) | 4.1 |
| Mortgage - Action - Originating Process (use Form 14B) | 146(L) | 4.1 |
| Originating Process - Action - Mortgage Action - Statement of Claim (use Form 14B) | 146(L) | 4.1 |
| Statement of Claim - Originating process (Form 14A)   SEE: Originating Process - Action - Statement of Claim | 144(R) | 4.1 |
| Originating Process - Action - Issue statement of Claim (Form 14A) | 144(R) | 4.1 |
| Originating Process - Time for service (Generally 6 months) - Failure - Irregularity - Remedy (R. 3.02) | 148(L) | 6 |
| Originating Process - Action - Statement of Claim - Simplified Procedure - r. 76.02(4) | 146(L-R) | 4.1 |
| Simplified Procedure - Statement of Claim | 146(L-R) | 4.1 |
| Counterclaim - Originating Process - Person not already a party (Form 27B) - r. 27.03 | 146(L-R) | 4.1 |
| Crossclaim - Originating Process - Commencement (Form 28A) | 146(L-R) | 4.1 |
| Notice of Action - Where insufficient time to prepare statement of claim - Originating Process - r. 14.03(2) (Form 14C) | 146(L-R) | 4.1 |
| Notice of Action | 146(L-R) | 4.1 |
| Notice of Action - Originating Process (Form 14C) - r. 14.03(2)  SEE: Originating Process - Action - Notice of Action (Form 14C) | 146(L-R) | 4.1 |
| Originating Process - Action - Counterclaim non-party (Form 27B) - r. 27.03 | 146(L-R) | 4.1 |
| Originating Process - Action - Crossclaim (Form 28A) - r. 28.02 | 146(L-R) | 4.1 |
| Originating Process - Action - Fourth (and subsequent) party claim (Form 29A, modified as required) - r. 29.11 | 146(L-R) | 4.1 |
| Originating Process - Action - Notice of Action (Form 14C) - r. 14.03(2) | 146(L-R) | 4.1 |
| Originating Process - Action - Statement of Claim - Alternatives to | 146(L-R) | 4.1 |
| Originating Process - Action - Statement of Claim - Mandatory - Exceptions provided for in rules | 146(L-R) | 4.1 |
| Originating Process - Action - Third party claim (Form 29A) - r. 29.02(1) | 146(L-R) | 4.1 |
| Third, Fourth, and Subsequent Party Claims (Form 29A) | 146(L-R) | 4.1 |
| Commencing Application - r. 14.05(1)  SEE: Commencement of proceeding - Application | 146(R) | 4.2 |
| Application - Commencement - r. 14.05(1)  SEE: Commencement of Proceeding - Application  SEE ALSO: Application - Authority to Commence | 146(R) | 4.2 |
| Commencement of Proceeding - Application - Jurisdiction and Procedure (r. 38) | 146(R) | 4.2 |
| Commencement of Proceeding - Application - Originating Process - Form 14E  SEE: Originating Process - Application | 146(R) | 4.2 |
| Commencement of Proceeding - Application - Simplified procedure does not apply | 146(R) | 4.2 |
| Commencement of Proceeding - Application - Statement of statutory provisions / rule (Form 4B) | 146(R) | 4.2 |
| Judicial Review - Applications - Divisional Court (Form 68A)  SEE: Originating Process - Applications - Judicial Review  SEE: Application - Authority to commence - Authorized by Rules | 146(R)  151(R) | 4.2  2.2 |
| Notice of - Application - 4 options, Form 14E  SEE: Originating Process - Application - Notice of Application | 146(R)  150(R) | 4.2  3.5; 3.6 |
| Originating Process - Application | 146(R) | 4.2 |
| Originating Process - Application - Judicial Review to Divisional Court - Notice of Application (Form 68A) | 146(R) | 4.2 |
| Originating Process - Application - Notice of Application - 4 options, Form 14E | 147(L)  150(R) | 4.2  3.5, 3.6 |
| Originating Process - Application - Notice of Application - Content | 147(L)  150(R)-151(L) | 4.2  3.6 |
| Originating Process - Application - Notice of Application - Form | 147(L)  150(R) | 4.2  3.5, 3.6 |
| Originating Process - Application - Notice of Application - Judicial Review to Divisional Court (Form 68A) | 147(L) | 4.2 |
| Representation by Lawyer - Lawyer initiated - motion to remove oneself as lawyer of record - r. 15.04 | 148(L) | 7.1 |
| Originating Process - Document Requirements | 147(L-R) | 5 |
| Court Documents - Form and content - r. 4  SEE: Document Requirements - heading, body, backsheet | 147(L-R) | 5 |
| Action - Document Requirements - Format and Content  SEE: Document Requirements | 147(L-R) | 5 |
| Application - Document Requirements - Format and Content  SEE: Document Requirements | 147(L-R) | 5 |
| Commencement of Proceeding - Documents form and content  SEE: Document Requirements | 147(L-R) | 5 |
| Document Requirements - Components (heading, body, backsheet) | 147(L-R) | 5 |
| Document Requirements - Heading - Not required - Estate Proceedings, Counterclaims, Third or subsequent part claims | 147(L) | 5 |
| Document Requirements - Practice Direction | 147(L) | 5 |
| Document Requirements - Heading - Style of cause (no longer used) | 147(L) | 5 |
| Document Requirements - Heading - Title of Proceeding | 147(L) | 5 |
| Style of Cause (No longer used) | 147(L) | 5 |
| Title of the Proceedings  SEE: Document Requirements - Heading - Title of the Proceedings | 147(L) | 5 |
| Document Requirements - Action - Heading (Form 4A) - r. 4.02(1) | 147(L) | 5 |
| Document Requirements - Application - Heading - (Form 4B) - r. 4.02(1) | 147(L) | 5 |
| Document Requirements - Backsheet (Form 4C) - r. 4.02(3) | 147(R) | 5 |
| Document Requirements - Action - Body - r. 4.02(2) | 147(R) | 5 |
| Document Requirements - Application - Body - r. 4.02(2) | 147(R) | 5 |
| Originating Process - Date of Issuance | 147(R) | 6 |
| Originating Process - Date of issuance is the date of commencement | 147(R) | 6 |
| Originating Process - Issuance - Date of | 147(R) | 6 |
| Originating Process - Procedure - Step 1 - Issuance + Filing | 147(R) | 6 |
| Originating Process - Issuance - Copy must be filed in court where issued - r. 14.07(2) | 147(R) | 6 |
| Originating Process - Electronic | 147(R)-148(L) | 6 |
| Originating Process - Issuance + Filing - Electronic (optional) | 147(R)-148(L) | 6 |
| Originating Process - Issuance | 147(R)-148(L) | 6 |
| Originating Process - Procedure | 147(R)-148(L) | 6 |
| Representation by Lawyer - General | 148(L-R) | 7 |
| Solicitor  SEE: Representation by Lawyer | 148(L-R) | 7 |
| Notice of - Change of Lawyer (R. 15.03(1) and Form 15A) | 148(L-R) | 7.1 |
| Representation by Lawyer - Changing “Lawyer of Record” - Notice of (Form 15A) | 148(L-R) | 7.1 |
| Lawyer of Record  SEE: Representation by Lawyer - Lawyer of Record | 148(L-R) | 7.1 |
| Representation by Lawyer - Changing "Lawyer of Record" - General | 148(L-R) | 7.1 |
| Representation by Lawyer - Changing “Lawyer of Record” - Notice (3 options) | 148(L-R) | 7.1 |
| Representation by Lawyer - Notice (various) - Serve and filed with proof | 148(L-R) | 7.1 |
| Originating Process - Issuance - Timeline (Service within 6 months of issuance) | 148(L) | 6 |
| Originating Process - Procedure - Step 1A - File Form 14F (type of claim) - r. 14.03(4.1) | 148(L) | 6 |
| Originating Process - Procedure - Step 2 - Service (timeline: Generally 6 months) | 148(L) | 6 |
| Originating Process - Service - Failure to serve - Irregularity - Remedy (r. 3.02) | 148(L) | 6 |
| Originating Process - Service - Timeline (generally 6 months)  SEE: Pleadings - Timeline - Originating Process | 148(L) | 6 |
| Acting in person - Self represented  SEE: Representation by Lawyer - Acting in person | 148(L-R) | 7.1 |
| Representation by Lawyer - Where Lawyer does not have client authority to commence action - r. 15.02 | 148(L-R) | 7.1 |
| Representation by Lawyer - Lawyer of Record - Definition | 148(L-R) | 7.1 |
| Representation by Lawyer - Mandatory - Party under disability - r. 15.01(1) | 148(L-R) | 7.1 |
| Representation by Lawyer - Mandatory - For Corporation - r. 15.01(2) | 148(L-R) | 7.1 |
| Representation by Lawyer - Required | 148(L-R) | 7.1 |
| Representation by Lawyer - Parties Requiring Lawyer | 148(L-R) | 7.1 |
| Representation by Lawyer - Lawyer acting without authority - Consequences | 148(L-R) | 7.1 |
| Notice of - Appointment of Lawyer (R. 15.03(2)) | 148(L-R) | 7.1 |
| Representation by Lawyer - Appointment of Lawyer - Notice of (Form 15B) | 148(L-R) | 7.1 |
| Changing "Lawyer of Record" - Representation by Lawyer - Order - Contents | 148(L-R) | 7.1 |
| Notice of - Intention to Act in Person (R. 15.03(2)) | 148(L-R) | 7.1 |
| Representation by Lawyer - Acting in person - Notice of (Form 15C and R. 15.03(3)) | 148(L-R) | 7.1 |
| Representation by Lawyer - Cease to practice - Represented party has not filed notice of change of lawyer - r. 15.06 | 148(L-R) | 7.1 |
| Representation by Lawyer - Changing "Lawyer of Record" - Cease to practice | 148(L-R) | 7.1 |
| Representation by Lawyer - Changing "Lawyer of Record" - Lawyer initiated - Motion (continue with service) | 148(L-R) | 7.1 |
| Representation by Lawyer - Lawyer initiated - Lien on client’s property | 148(L-R) | 7.1 |
| Representation by Lawyer - Changing “Lawyer of Record - Lawyer must continue to act until (two options) | 148(L-R) | 7.1 |
| Changing “Lawyer of Record” - Lawyer must continue to act until (two options) | 148(L-R) | 7.1 |
| Representation by Lawyer - Changing "Lawyer of Record" - Order - Contents | 148(L-R) | 7.1 |
| Representation by Lawyer - Intention to act in person - Notice of (Form 15C and R. 15.03(3)) | 148(L-R) | 7.1 |
| Representation by Lawyer - Lawyer out of province | 148(L-R) | 7.1 |
| Representation by Lawyer - Motion by lawyer of record to remove  SEE: Representation by Lawyer - Changing "Lawyer of Record" -  Lawyer initiated | 148(L-R) | 7.1 |
| Representation by Lawyer - Order removing Lawyer of Record | 148(L-R) | 7.1 |
| Representation by Lawyer - Out of province lawyer | 148(L-R) | 7.1 |
| Representation by Lawyer - Limited scope retainer - General | 149(L-R) | 7.2 |
| Representation by Lawyer - Limited scope retainer - Notice to opposing counsel | 149(L-R) | 7.2 |
| Representation by Lawyer - Limited scope retainer - Opposing counsel - Communication w/ limited scope lawyer (check notice, Rules Prof Conduct) | 149(L-R) | 7.2 |
| Representation by Lawyer - Limited scope retainer - Opposing counsel - Communication w/ party (check Rules Prof Conduct) | 149(L-R) | 7.2 |
| Limited scope retainer - r. 15.01(4)  SEE: Representation by Lawyer - Limited scope retainer | 149(L-R) | 7.2 |
| Representation by Lawyer - Limited scope retainer - Where limited retainer lawyer is not lawyer of record - client deemed to be acting in person | 149(L-R) | 7.2 |
| Representation by Lawyer - Limited scope retainer - Service (scope of limited retainer may not allow for service on lawyer) | 149(L-R) | 7.2 |
| Proportionality - General (R. 1.04(1)) | 149(R) | 8 |
| Proportionality - Discovery process (RR. 30, 31,34, 35, 29.2.02) | 149(R) | 8 |
| Proportionality - Orders and Directions (R. 1.04(1.1)) | 149(R) | 8 |
| Applicant - Definition  SEE: Application - Parties - Applicant | 151(L-R) | 1.1 |
| Application - Authority to Commence - Authorized by Statute - List of Statutes | 151(L-R) | 2.1 |
| Application - Parties - Definitions | 151(L) | 1.1 |
| Application - Parties - Applicant - r. 1.03 | 151(L) | 1.1 |
| Application - Parties - Respondent - r. 1.03 and 14.06(3) | 151(L) | 1.1 |
| Parties - Application - Applicant | 151(L) | 1.1 |
| Parties - Application - Respondent | 151(L) | 1.1 |
| Respondent - Application - Definition - r. 1.03 and 14.06(3)  SEE: Application - Parties - Respondent | 151(L) | 1.1 |
| Application - Documents - Applicant - Notice of Application  SEE: Application - Procedure - Notice of Application  Application - Service - Notice of Application | 151(L)  152(R)  153(L-R) | 1.2  3.5, 3.6  3.7 |
| Application - Documents - Notice of Application  SEE: Application - Documents - Applicant - Notice of Application  SEE: Application - Procedure - Notice of Application  SEE: Application - Service - Notice of Application | 151(L)  152(R)  153(L-R) | 1.2  3.6  3.7 |
| Application - Documents - Respondent - Respondent’s application record (optional) | 149(L) | 1.2 |
| Application - Documents - Respondent - Factum (mandatory) | 149(L) | 1.2 |
| Application - Documents - Respondent - Does not file “defending document” other than factum/notice of appearance | 149(L) | 1.2 |
| Application - Documents - Respondent - Notice of Appearance - Generally (Form 38A) | 151(L)  153(R) | 1.2  3.9 |
| Application - Notice of Appearance  SEE: Application - Documents - Respondent - Notice of  Appearance | 151(L)  153(R) | 1.2  3.9 |
| Application - Notice of appearance and factum (respondent) | 151(L) | 1.2 |
| Application - Responding documents | 151(L) | 1.2 |
| Application Record - Respondent  SEE: Application - Documents - Respondent | 151(L) | 1.2 |
| Factum - Application  SEE: Application - Documents - Factum | 151(L) | 1.2 |
| Application - Examinations - Examination / Cross-examination of witnesses (R. 39) | 151(L) | 1.3 |
| Applications - Cross Examination of witnesses - Exception - Vexatious proceedings | 151(L) | 1.3 |
| Application - Examinations - No documentary discovery for applications | 151(L) | 1.3 |
| Application - Examinations - No examination for discovery for applications | 151(L) | 1.3 |
| Discovery - Applications  SEE: Application - Examinations | 151(L) | 1.3 |
| Application - Affidavits and transcripts (R. 39 examinations, cross-exam) | 151(L) | 1.4 |
| Application - Evidence - Oral evidence (rare) | 151(L) | 1.4 |
| Application - Hearing  SEE: Application - Procedure - Hearing | 151(L)  154(L) | 1.4  3.11 |
| Application - Hearing - Affidavits and transcripts (R. 39 exam + cross) | 151(L) | 1.4 |
| Application - Hearing - Judge, never jury | 151(L) | 1.4 |
| Application - Hearing - Oral evidence (rare) | 151(L) | 1.4 |
| Application - Hearing - Time after commencement | 151(L) | 1.4 |
| Application - Judge, never jury | 151(L) | 1.4 |
| Application - Oral Evidence (rare) | 151(L) | 1.4 |
| Application - Procedure - Hearing - Generally | 151(L)  154(L) | 1.4  3.11 |
| Hearing - Application  SEE: Application - Procedure - Hearing | 151(L)  154(L) | 1.4  3.11 |
| Hearing Of - Applications | 151(L) | 1.4 |
| Application - Authority to Commence - Authorized by Rules - Order directing executor to do/abstain from doing (r. 14.05(3)(b) | 151(R) | 2.2.1 |
| Notice of - Appearance (Respondent) - Application  SEE: Application - Documents - Respondent - Notice of  Appearance | 151(L) 153(R) | 1.2 3.9 |
| Application - Authority to Commence | 151(L)-152(L) | 2 |
| Application - Authority to Commence - Authorized by Rules (R. 14.02) - List (r. 65.01, 66.01, 67.01, 68.01, 7.08(3)) | 151(R) | 2.2 |
| Application - Authority to Commence - Authorized by Rules - Relief (R. 14.05(3) (e.g. determination of rights based on interpretation (d)) | 151(R) | 2.2.1 |
| Application - Authority to Commence - Authorized by Rules - Opinion of court on matter affecting estate administration (r. 14.05(3)(a) | 151(R) | 2.2.1 |
| Application - Authority to Commence - Authorized by Rules - Basket clause (R. 14.05(3)(h)) | 151(R) | 2.2.1 |
| Application - Authority to Commence - Authorized by Rules - Removal/ replacement of executor, administrator, trustee (r. 14.05(3)(c) | 152(L) | 2.2.1 |
| Application - Authority to Commence - Authorized by Rules - Declaration of interest or charge in land, or change of boundaries (r. 14.05(3)(e) | 152(L) | 2.2.1 |
| Application - Authority to Commence - Authorized by Rules - approval of an arrangement or purchase/sale/variation or a trust (r. 14.05(3)(g) | 152(L) | 2.2.1 |
| Application - Authority to Commence - Authorized by Rules - Unlikely material facts in dispute (R. 14.05(3)(h)) | 152(L) | 2.2.1 |
| Application - Authority to Commence - Authorized by Rules - Charter remedy (r. 14.05(3)(g.1) | 152(L) | 2.2.1 |
| Basket Clause (R. 14.05(3)(h))  SEE: Application - Authority to Commence - Authorized by Rules -  Basket clause | 152(L) | 2.2.1 |
| Application - Authority to Commence - Trial of an Issue - Ordered by judge | 152(L) | 2.2.1 |
| Application - Material facts in dispute - Switch to Action (whole or part) | 152(L) | 2.2.2 |
| Application - Switch to Action (whole or part) - Ordered by judge (r. 38.10) | 152(L) | 2.2.2 |
| Application - Trial of an Issue - Ordered by judge | 152(L) | 2.2.2 |
| Application - Case Management (R. 77) | 152(L) | 2.2.2 |
| Application - Procedure - Case Management (R. 77) | 152(L) | 3.1 |
| Application - Procedure - R. 38 - General | 152(L) | 3.1 |
| Procedure - Application  SEE: Application - Procedure | 152(L) | 3 |
| Application - Procedure - Commercial List | 152(R) | 3.2 |
| Application - Procedure - Practice Direction | 152(R) | 3.2 |
| Application - Procedure - Toronto Region | 152(R) | 3.2 |
| Application - Toronto Region | 152(R) | 3.2 |
| Specialized Courts - Commercial List - Practice Direction - Application | 152(R) | 3.2 |
| Application - s. 140(3) CJA - Vexatious Proceedings | 152(R) | 3.3 |
| Application - Vexatious Proceedings (r.38.13) - s. 140(3) CJA | 152(R) | 3.3 |
| Courts of Justice Act - s. 140(3) CJA - Application - Vexatious Proceedings | 152(R) | 3.3 |
| Section 140(3) CJA - Application - Vexatious Proceedings | 152(R) | 3.3 |
| Vexatious Proceedings - Application (r.38.13) - s. 140(3) CJA | 152(R) | 3.3 |
| Application - Pre-Trial / Case Conference | 152(R) | 3.4 |
| Case Conference/Pre-Trial - Application | 152(R) | 3.4 |
| Pre-Trial/ Case Conference - Application | 152(R) | 3.4 |
| Application - Documents - Applicant - Notice of Application - Generally | 152(R) | 3.4 |
| Application - Procedure - Notice of Application - Form (4 options) | 152(R) | 3.6 |
| Application - Procedure - Notice of Application - Requirements | 152(R) | 3.6 |
| Notice of - Application - Originating Process (Form 14E) | 152(R) | 3.6 |
| Notice of - Application - Form and content  SEE: Application - Procedure - Notice of Application  SEE: Application - Documents - Form and content  SEE: Originating Process - Application - Notice of Application | 152(R) | 3.6 |
| Application - Documents - Applicant - Notice of Application - Form 14F | 152(R) | 3.6 |
| Application - Procedure - Notice of Application - Generally | 152(R) | 3.5 |
| Application - Procedure - Originating process - Notice of Application | 152(R) | 3.5 |
| Application - Notice of Application  SEE: Application - Documents - Applicant - Notice of Application  Application - Procedure - Notice of Application  Application - Service - Notice of Application | 152(R) | 3.5 |
| Application - Documents - Applicant - Notice of Application - Content | 152(R) | 3.5, 3.6  3.7 |
| Application - Procedure - Notice of Application - Content - r. 38.04 | 152(R) | 3.6 |
| Application - Service | 153(L) | 3.7 |
| Service - Applications  SEE: Application - Service - Notice of Application | 153(L) | 3.7 |
| Service of Application   SEE: Application - Service | 153(L) | 3.7 |
| Application - Divisional Court (judicial review)  SEE: Application - Forum - Divisional Court | 153(L) | 3.7 |
| Application - Documents - Applicant - Notice of Application - Service + filing - Who to serve | 153(L) | 3.7.1 |
| Application - Documents - Applicant - Notice of Application - Who to serve | 153(L) | 3.7.1 |
| Application - Personal service  SEE: Application - Service - Notice of Application - Personal | 153(L) | 3.7.1 |
| Application - Service - Dispensing with service | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - All parties | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Dispense with service - by Order (r.16.04(1)) | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - How | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Uncertainty about parties to serve - Motion for directions - r. 38.06(1) | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Orders - For directions | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Orders - To dispense w/ | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Parties | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Parties - Uncertain | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Personal | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Required (unless order) | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Uncertainty | 153(L) | 3.7.1 |
| Application - Service - Notice of Application - Who - Unclear | 153(L) | 3.7.1 |
| Application - Service - Uncertainty  SEE: Application - Service - Notice of Application - Uncertainty | 153(L) | 3.7.1 |
| Application - Documents - Applicant - Notice of Application - Service + filing - Consequences | 153(L) | 3.7.1 |
| Application - Service - Failure to serve - Consequences | 153(L) | 3.7.2 |
| Application - Service - Failure | 153(L) | 3.7.2 |
| Application - Service - Where no service | 153(L) | 3.7.2 |
| Application - Documents - Applicant - Notice of Application - Service + filing - Timeline | 153(L) | 3.7.2 |
| Application - Documents - Applicant - Notice of Application - Time for service | 153(L) | 3.7.3 |
| Application - Service - Notice of Application - Abridgment | 153(L) | 3.7.3 |
| Application - Service - Notice of Application - Adjournment if min notice | 153(L) | 3.7.3 |
| Application - Service - Notice of Application - Court discretion | 153(L) | 3.7.3 |
| Application - Service - Notice of Application - Extension | 153(L) | 3.7.3 |
| Application - Service - Notice of Application - Minimum - Adjournment | 153(L) | 3.7.3 |
| Application - Service - Notice of Application - Minimum (10/20 days) | 153(L) | 3.7.3 |
| Application - Service - Notice of Application - Time (10/20 days) | 153(L) | 3.7.3 |
| Application - Service - Notice of Application - When (10/20 days) | 153(L) | 3.7.3 |
| Application - Documents - Applicant - Notice of Application - Service + Filing | 153(L) | 3.7.3 |
| Application - Judicial Review - Divisional Court  SEE: Application - Procedure - Judicial Review | 153(R)  154(L) | 3.10  3.11.2 |
| Application - Procedure - Forum - Divisional Court | 153(R) | 3.10  3.11.2 |
| Application - Procedure - Forum - Judicial review - Divisional Court | 154(L) | 3.10  3.11.2 |
| Application - Procedure - Forum - Superior Court of Justice - r. 38.02 | 153(R) | 3.10 |
| Application - Procedure - Hearing - Judge | 153(R) | 3.10 |
| Application - Procedure - Judge (not master) | 153(R) | 3.10 |
| Application - Procedure - Judicial review - Divisional Court | 153(R) | 3.10 |
| Application - Procedure - Master (cannot hear) | 153(R) | 3.10 |
| Application - Procedure - Superior Court of Justice | 153(R) | 3.10 |
| Application - Superior Court of Justice  SEE: Application - Forum - Superior Court of Justice | 153(R) | 3.10 |
| Superior Court of Justice - Applications  SEE: Application - Forum - Superior Court of Justice | 153(R) | 3.10 |
| Application - Confer with other party - Consequences of failure | 153(R) | 3.8 |
| Application - Confirmation of Application - Confer - Consequences | 153(R) | 3.8 |
| Application - Confirmation of Application - Applicant must ensure application up to date (r. 38.09.1(3)) | 153(R) | 3.8 |
| Application - Confirmation of Application (Form 38B) - Notice | 153(R) | 3.8 |
| Application - Confirmation of Application (R. 38.09.1) (Form 38B) | 153(R) | 3.8 |
| Application - Documents - Applicant - Confirmation of Application | 153(R) | 3.8 |
| Application - Documents - Confirmation of Application (Form 38B) | 153(R) | 3.8 |
| Confirmation of Application (R. 38.09.1)  SEE: Application - Confirmation of application | 153(R) | 3.8 |
| Notice of - Application - Confirmation of Application | 153(R) | 3.8 |
| Notice of - Confirmation of Application | 153(R) | 3.8 |
| Application - Documents - Notice of Appearance  SEE: Application - Documents - Respondent - Notice of Appearance | 153(R) | 3.9 |
| Application - Documents - Respondent - Notice of Appearance - Consequences of failure to file | 153(R) | 3.9 |
| Application - Documents - Respondent - Notice of Appearance - Exceptions | 153(R) | 3.9 |
| Application - Documents - Respondent - Notice of Appearance - Time (forthwith) | 153(R) | 3.9 |
| Application - Filing - Information for court use (Form 14F) | 153(R) | 3.7.4 |
| Application - Filing - Notice of Application | 153(R) | 3.7.4 |
| Application - Filing - Proof of service | 153(R) | 3.7.4 |
| Application - Filing - What (Notice of application, Form 14F, proof) | 153(R) | 3.7.4 |
| Application - Filing Notice of Application  SEE ALSO: Application - Service - Filing | 153(R) | 3.7.4 |
| Application - Filing w/ proof of service | 153(R) | 3.7.4 |
| Application - Service - Filing  SEE: Application - Filing | 153(R) | 3.7.4 |
| Application - Procedure - Judicial review - Superior Court of Justice (with leave, single judge) | 153(R) | 3.10 |
| Application - Procedure - Forum - Judicial review - Superior Court of Justice (with leave, single judge) - s. 6(2) JRPA | 153(R) | 3.10 |
| Application - Confer with other party- prior to hearing - r. 38.09.1 | 153(R) | 3.8 |
| Application - Documents - Applicant - Factum | 154(L-R) | 4.1 |
| Application - Documents - Applicant - Factum - Must be filed with proof of service at least 7 days prior to hearing - r. 38.09(1) | 154(L-R) | 4.1 |
| Application - Documents - Factum - Applicant | 154(L-R) | 4.1 |
| Application Record - Applicant  SEE: Application - Documents - Applicant - Application Record | 154(L-R) | 4.1 |
| Application - Application Record  SEE: Application - Documents - Application Record  SEE: Application - Documents - Applicant - Application Record  SEE: Application - Documents - Respondent - Application Record | 154(L-R) | 4.1 |
| Application - Documents - Application Record - Dispensing with | 154(L-R) | 4.1, 4.2  4.1  4.1  4.1 |
| Application - Documents - Applicant - Notice of Application - Filing | 153(R) | 3.10 |
| Application - Procedure - Choosing date | 154(L) | 3.11 |
| Application - Procedure - Date - Practice Direction | 154(L) | 3.11 |
| Application - Procedure - Date of hearing | 154(L) | 3.11 |
| Application - Procedure - Hearing - Place of | 154(L) | 3.11 |
| Application - Procedure - Location of hearing | 154(L) | 3.11 |
| Application - Procedure - Location of hearing | 154(L) | 3.11 |
| Application - Procedure - Hearing more than 2 hours - Date | 154(L) | 3.11 |
| Application - Procedure - Obtaining date | 154(L) | 3.11 |
| Application - Procedure - Place of hearing | 154(L) | 3.11 |
| Application - Counter-application | 154(L) | 3.11 |
| Application - Documents - Counter-application | 154(L) | 3.11.1 |
| Application - Hearing - Counter-application | 154(L) | 3.11.1 |
| Counter-Application - Applications | 154(L) | 3.11.1 |
| Application - Procedure - Judicial review - Divisional Court - Time and date | 154(L) | 3.11.2 |
| Application - Procedure - Judicial review - Time and date fixed by registrar (Divisional Court) | 154(L) | 3.11.2 |
| Application - Documents - Applicant - Application Record | 154(L) | 3.11.2 |
| Application - Documents - Applicant - Factum - Must be served on every respondent 7 days prior to hearing | 154(L) | 4.1 |
| Application - Documents - Dispensing with - Application record (judicial discretion) - r. 38.09(4) | 154(L) | 4.1 |
| Application - Documents - Dispensing with - Factum (judicial discretion) | 154(L) | 4.1 |
| Application - Documents - Factum - Dispensing with | 154(L) | 4.1 |
| Application - Documents - Factum - Respondent - r38.09(3). | 154(L) | 4.1 |
| Application - Documents - Respondent - Application record (optional) | 154(L) | 4.1 |
| Application - Documents - Respondent - Factum - Serve and file at least 7 days prior to hearing | 154(L) | 4.1 |
| Application - Documents - Applicant - Application record - Contents of - r. 38.09(2) | 154(L) | 4.1 |
| Application - Documents - Application Record - Contents of - r. 38.09(2) | 154(R) | 4.2 |
| Application - Documents - Respondent - Application record - Contents of - r. 38.09(2) | 154(R) | 4.2 |
| Application - Documents - Application Record - Transcripts | 154(R) | 4.2 |
| Application - Documents - Application Record - Affidavits | 154(R) | 4.2 |
| Application - Documents - Transcripts - File with court - r. 34.18 and r. 38.09(6) | 154(R) | 4.3 |
| Application - Documents - Application Record - Evidence (all) | 154(R) | 4.3 |
| Application - Documents - Evidence (R. 39) | 154(R) | 5 |
| Application - Evidence | 154(R) | 5 |
| Application - Disposition | 154(R) | 6 |
| Application - Relief | 154(R) | 6 |
| Application - Order - Proceed to trial (any or all) | 154(R) | 6 |
| Application - Proceed to trial - Treated as an action | 155(L) | 6.1 |
| Application - Treated as action | 155(L) | 6.1 |
| Application - Conflict in evidence - Proceed to Trial | 155(L) | 6.1 |
| Application - Summary Judgment (R. 20) - Not allowed | 155(R) | 6.3 |
| Application - Trial of an Issue - Treated as an action (may) | 155(L) | 6.2 |
| Application - Determination of a point of law (R. 21) - Not allowed | 155(L) | 6.2 |
| Service - Documents Requiring Personal Service | 157(L-R) | 1 |
| Service - Methods  SEE: Service - Personal Service  SEE: Service - Alternatives to Personal  SEE: Service - Non-Personal | 157(L-R)  157(R)  158(R)-159(R)  160(R)-161(L) | 1  2  3  5 |
| Service - Personal Service (R. 16.02) - Where not required | 157(L-R) | 1 |
| Service - Personal Service (R. 16.02) - Where required | 157(L-R) | 1 |
| Service - Personal Service required | 157(L-R) | 1 |
| Originating Process - Service  SEE: Service - Originating Process | 157(L) | 1 |
| Personal Service (R. 16.02)  SEE: Service - Originating Process | 157(L) | 1 |
| Service - Generally (R. 16.01) | 157(L) | 1 |
| Service - Examples of specific service requirements | 157(L) | 1 |
| Service - Lawyer of Record | 157(L) | 1 |
| Service - Methods - Alternatives to personal service | 157(L) | 1 |
| Service - Methods - Personal (R. 16.02)  SEE: Service - Personal service (R. 16.02) | 157(L) | 1 |
| Service - No personal service required | 157(L) | 1 |
| Service - Originating Process - Exceptions (delivered defence, intention to defend, notice of appearance) | 157(L) | 1 |
| Service - Originating Process - Personal or Alternative  SEE: Service - Personal Service (R. 16.02) | 157(L) | 1 |
| Service - Personal Service (R. 16.02) - Originating Process | 157(L) | 1 |
| Service - Personal Service not required | 157(L) | 1 |
| Service - Informal [send, give, other words mean no formal serve] | 158(R) | 1 |
| Service - Personal Service (R. 16.02) - Individual - Generally | 157(R) | 2.1 |
| Service - Personal Service (R. 16.02) - Individual - Common law rules | 157(R) | 2.1 |
| Service - Personal Service (R. 16.02) - Individual - Disability (R. 16.02(1)) | 157(R) | 2.1 |
| Service - Personal Service (R. 16.02) - Individual - Mentally incapable (R. 16.02(1)) | 157(R) | 2.1 |
| Service - Personal Service (R. 16.02) - Individual - Minor (R. 16.02(1)) | 157(R) | 2.1 |
| Service - Personal Service (R. 16.02) - Individual - Refusal | 157(R)-158(L) | 2.1 |
| Service - Personal Service (R. 16.02) - Individual - Knowledge of | 157(R)-158(L) | 2.1 |
| Service - Personal Service (R. 16.02) - Individual - Original not necessary | 157(R)-158(L) | 2.1 |
| Alleged Partner - Service  SEE: Service - Personal Service (R. 16.02) - Partnership - Partners - Not Limited Partners | 158(L-R) | 2.4 |
| Notice - to Alleged Partner (Form 8A) | 158(L-R) | 2.4 |
| Service - Personal Service (R. 16.02) - Notice to alleged partner (Form 8A) | 158(L-R) | 2.4 |
| Service - Personal Service (R. 16.02) - Partners (Form 8A) | 158(L-R) | 2.4 |
| Service - Personal Service (R. 16.02) - Partnership | 158(L-R) | 2.4 |
| Service - Personal Service (R. 16.02) - Partnership - Who to serve | 158(L-R) | 2.4 |
| Service - Personal Service (R. 16.02) - Partnership - All partners (wise) | 158(L-R) | 2.4 |
| Service - Personal Service (R. 16.02) - Municipality | 158(L) | 2.2 |
| Service - Corporation | 158(L) | 2.3 |
| Service - Sole Proprietor | 158(R) | 2.5 |
| Alternatives to Personal Service (R. 16.03)  SEE: Service - Alternatives to Personal (R. 16.03) | 158(R) | 3 |
| Service - Alternatives to Personal - Options (4) | 158(R) | 3 |
| Service - Alternatives to Personal - Originating Process | 158(R) | 3 |
| Service - Non-Personal - When permitted | 158(R) | 3 |
| Service - Non-Personal - Circumstances | 158(R) | 3 |
| Admission of Service - vs. Acceptance  SEE: Service - Alternatives to Personal - Acceptance by lawyer -  Admission of service | 158(R)-159(L) | 3.1 |
| Service - Admission of Service (by lawyer)  SEE: Service - Alternatives to Personal - Acceptance by lawyer -  Admission of service | 158(R)-159(L) | 3.1 |
| Service - Alternatives to Personal - Acceptance by lawyer - Acceptance of Service - Definition (originating process) | 158(R)-159(L) | 3.1 |
| Service - Alternatives to Personal - Acceptance by lawyer - Admission of service - Definition (lawyer of record, not for originating process) | 158(R)-159(L) | 3.1 |
| Service - Alternatives to Personal - Acceptance by lawyer - Admission of service - Not originating process | 158(R)-159(L) | 3.1 |
| Service - Alternatives to Personal - Acceptance by lawyer - Acceptance of service - Endorsement (mandatory) | 158(R)-159(L) | 3.1 |
| Service - Alternatives to Personal - Acceptance by lawyer - Acceptance of service - Authority | 158(R)-159(L) | 3.1 |
| Service - Alternatives to Personal - Acceptance by lawyer (Acceptance vs. Admission) | 158(R)-159(L) | 3.1 |
| Mail - Service - Acknowledgment of Receipt Card (r. 16.03) (Form 16A)  SEE: Service - Alternatives to Personal Service - By mail | 159(L) | 3.2 |
| Service - Alternatives to Personal - Address (last known) | 159(L) | 3.2 |
| Service - Alternatives to Personal - by Mail to last known address (Form 16A) | 159(L) | 3.2 |
| Service - Alternatives to Personal - Place of residence - 2 Copies | 159(R) | 3.3 |
| Service - Alternatives to Personal - Service at place of residence | 159(R) | 3.3 |
| Corporations - Service on  SEE: Service - Alternatives to Personal Service - of a Corporation | 159(R) | 3.4 |
| Service - Alternatives to Personal - Corporation - Mail | 159(R) | 3.4 |
| Service - Alternatives to Personal - Service on corporation - Mail | 159(R) | 3.4 |
| Service - Corporation - Mail | 159(R) | 3.4 |
| Service - Substituted Service - Definition | 159(R) | 4 |
| Service - Substituted Service - Applicability - limited | 159(R) | 4 |
| Service - Substituted Service - Limited use | 159(R) | 4 |
| Service - Substituted Service - Motion to - Affidavit | 159(R) | 4 |
| Service - Substituted Service - Purpose of | 159(R) | 4 |
| Service - Dispense with (R. 16.04(1)) - Generally | 159(R)-160(R) | 4 |
| Service - Order to dispense with (R. 16.04(1)) | 159(R)-160(R) | 4 |
| Service - Substituted Service | 159(R)-160(R) | 4 |
| Substituted Service  SEE: Service - Substituted Service | 159(R)-160(R) | 4 |
| Service - Substituted Service - Appropriate circumstances | 160(L) | 4 |
| Service - Substituted Service - Court discretion | 160(L) | 4 |
| Service - Substituted Service - Motion to - Proposed method | 160(L) | 4 |
| Service - Substituted Service - Must prove other attempts unsuccessful | 160(L) | 4 |
| Service - Substituted Service - Order - Dispensing With Service | 160(L) | 4 |
| Service - Substituted Service - When | 160(L) | 4 |
| Service - Dispense with (R. 16.04(1)) - Dates | 160(L) | 4 |
| Service - Dispense with (R. 16.04(1)) - Deemed served (date of order) | 160(L) | 4 |
| Service - Order to dispense with (R. 16.04(1)) - Deemed served date | 160(L) | 4 |
| Service - Substituted Service - Defendant’s Insurer in Tort | 160(L) | 4 |
| Service - Substituted Service - Methods available | 160(L) | 4 |
| Service - Substituted Service - Order - Date Service Effected | 160(L) | 4 |
| Service - Substituted Service - Wide discretion | 160(L) | 4 |
| Service - Substituted Service - Personal Service (time limits for SoD run from earlier of effective dates of service) | 160(L) | 4 |
| Service - Substituted Service - Setting Aside | 160(L) | 4 |
| Service - Substituted Service - Validating other service | 160(L) | 4 |
| Service - Non-Personal - Acting in person | 160(R) | 5 |
| Service - Non-Personal - Non-party | 160(R) | 5 |
| Service - Non-Personal - Generally | 160(R) | 5 |
| Service - Non-Personal - Lawyer of record - Mail | 160(R)-161(L) | 5 |
| Service - Non-Personal - Lawyer of record (or limited retainer in scope) | 160(R)-161(L) | 5 |
| Service - Non-Personal - Document Exchange | 160(R)-161(L) | 5 |
| Service - Other Rules - Effective 5th day after mail if not alternative to personal service | 161(R) | 6.1 |
| Service - Non-Personal - Lawyer of record - Courier | 161(L) | 5 |
| Service - Non-Personal - Lawyer of record - Document Exchange - Must be Date Stamped | 161(L) | 5 |
| Service - Non-Personal - Lawyer of record - Email | 161(L) | 5 |
| Service - Non-Personal - Lawyer of record - Fax | 161(L) | 5 |
| Service - Other Rules - Service by email | 161(R) | 6.2 |
| Service - Delay in Notice - Motion to set aside (r. 16.07) | 161(R) | 7 |
| Service - Does not reach person served | 161(R) | 7 |
| Service - Motion to adjourn / extend time | 161(R) | 7 |
| Service - Motion to set aside consequences of default | 161(R) | 7 |
| Proof of Service | 161(R)-162(L) | 8 |
| Service - Proof of Service  SEE ALSO: Service - Outside Ontario - Proof | 161(R)-162(L)  162(L)-163(R) | 8  9 |
| Service - Outside Ontario - Without leave (R. 17.02) - Court retains discretion | 160(L-R) | 9 |
| Service - Outside Ontario - Without leave (R. 17.02) | 162(L-R) | 9 |
| Service - Certificate of Service | 162(L) | 8 |
| Service - Proof (R. 16.09) - Certificate of Service | 162(L) | 8 |
| Service - Ex Juris  SEE: Service - Outside Ontario | 162(L) | 9 |
| Service - Outside Ontario | 162(L)-164(R) | 9 |
| Service - Outside Ontario - With leave (R. 17.03) | 162(R) | 9 |
| Service - Outside Ontario - With leave (R. 17.03) - Must serve order and evidence | 162(R) | 9 |
| Service - Outside Ontario - Motion to stay / set aside | 163(L-R) | 9.1 |
| Service - Outside Ontario - Motion to stay / set aside - affidavit | 163(L-R) | 9.1 |
| Service - Outside Ontario - Stay / set aside - Motion to - Even if Attorned | 163(L-R) | 9.1 |
| Service - Outside Ontario - Staying proceeding (before statement of defence) | 163(L-R) | 9.1 |
| Service - Outside Ontario - Motion to stay - Even if attorned | 163(L-R) | 9.1 |
| Attornment | 163(L) | 9.1 |
| Service - Outside Ontario - Attornment - Deemed if Submit SoD | 163(L) | 9.1 |
| Service - Outside Ontario - Court retains discretion (inconvenient forum) | 163(L) | 9.1 |
| Service - Outside Ontario - Inconvenient forum | 163(L) | 9.1 |
| Service - Outside Ontario - Setting aside (before statement of defence) | 163(L) | 9.1 |
| Service - Outside Ontario - Court's discretion | 163(L) | 9.1 |
| Service - Outside Ontario - Manner of Service - Non-contracting state | 163(R) | 9.2 |
| Service - Outside Ontario - Proof of Service - Non-contracting state | 163(R) | 9.2 |
| Hague Convention on Service Abroad   SEE: Service - Outside Ontario - Hague Convention | 164(R) | 9.2 |
| Service - Outside Ontario - Hague Convention (contracting/non-contracting states) | 163(R) | 9.2 |
| Service - Outside Ontario - Manner of Service - Contracting state | 163(R) | 9.2 |
| Service - Outside Ontario - Manner of Service - Bilateral treaty | 163(R) | 9.2 |
| Service - Outside Ontario - Manner of Service - Translation | 163(R) | 9.2 |
| Service - Outside Ontario - Proof of Service - Contracting state | 163(R) | 9.2 |
| Service - Translation | 163(R)-164(R) | 9.2 |
| Pleadings - Contents - Material Facts (not evidence) | 165(L-R) | 2.1.1 |
| Material Facts - Pleadings | 165(L-R) | 2.1.1 |
| Pleadings - Contents - Material facts - Consequences | 165(L-R) | 2.1.1 |
| Pleadings - Definition + classes | 165(L) | 1 |
| Pleadings - Generally | 165(L) | 1 |
| Pleadings - Serious allegations | 165(L)  166(L) | 1  2.3 |
| Pleadings - Types | 165(L) | 1 |
| Writ of Seizure and Sale - Pleading, as a | 165(L) | 1 |
| Notice of - Application - Pleading, as a | 165(L) | 1 |
| Notice of - Motion - Pleading, as a | 165(L) | 1 |
| Statement of Claim - Pleading, as a | 165(L) | 1 |
| Pleadings - Functions of | 165(L) | 2 |
| Pleadings - Contents - Clear statement (summary) | 165(R) | 2.1.2 |
| Pleadings - Contents - Stage of action and timing - Do Not Anticipate Possible Defences | 165(R) | 2.1.3 |
| Pleadings - Contents - Evidence (not included) | 165(R) | 2.1.4 |
| Pleadings - Contents - No evidence | 165(R) | 2.1.4 |
| Pleadings - Contents - Conclusions of law (only if material facts pleaded) | 165(R) | 2.1.5 |
| Pleadings - Contents - Points of law (conclusions only if material facts) | 165(R) | 2.1.5 |
| Pleadings - Contents - Conversations (R. 25.06(7)) | 166(L) | 2.2 |
| Pleadings - Contents - Documents (R. 25.06(7)) | 166(L) | 2.2 |
| Pleadings - Contents - Allegations with full particulars | 166(L) | 2.3 |
| Pleadings - Contents - Breach of trust | 166(L) | 2.3 |
| Pleadings - Contents - Condition of mind | 166(L) | 2.3 |
| Pleadings - Contents - Fraud | 166(L) | 2.3 |
| Pleadings - Contents - Full particulars - When required | 166(L) | 2.3 |
| Pleadings - Contents - Knowledge (need not plead circumstances) | 166(L) | 2.3 |
| Pleadings - Contents - Malice | 166(L) | 2.3 |
| Pleadings - Contents - Misrepresentation | 166(L) | 2.3 |
| Pleadings - Contents - Nature of act | 166(L) | 2.3 |
| Pleadings - Contents - Contractual Relationship - Facts | 166(L) | 2.4 |
| Pleadings - Contents - Legal Relationship - Facts | 166(L) | 2.4 |
| Pleadings - Contents - Form of (numbered paras) | 166(L) | 2.1.6 |
| Pleadings - Contents - Condition Precedent (R. 25.06(3)) (implied) | 166(R) | 2.5 |
| Pleadings - Contents - Res ipsa loquitor ("the thing speaks for itself") | 166(R) | 2.6 |
| Pleadings - Contents - The thing speaks for itself | 166(R) | 2.6 |
| Res ipsa loquitor - the thing speaks for itself | 166(R) | 2.6 |
| Pleadings - Contents - Judicial Notice (need not plead) | 166(R) | 2.7 |
| Pleadings - Contents - Private Acts of Parliament (must plead) | 166(R) | 2.7 |
| Pleadings - Contents - Foreign law - Must be pleaded as fact | 166(R) | 2.8 |
| Pleadings - Contents - Inconsistencies (OK, if pleaded in alternative) | 168(R)-167(L) | 2.9 |
| Pleadings - aggravation and mitigation of damages | 167(L) | 2.10 |
| Notice of - Action - Pleading - Timeline | 167(L-R) | 3.1 |
| Notice of Action - Timeline  SEE: Pleadings - Timeline - Notice of Action | 167(L-R) | 3.1 |
| Notice of Action - Timing - Filing  (w/in 30 days of issuance) | 167(L-R) | 3.1 |
| Notice of Action - Timing - Service  (w/ SOC w/in 6 months of issuance) | 167(L-R) | 3.1 |
| Originating Process - Timeline  SEE: Pleadings - Timeline - Originating Process | 167(L-R) | 3.1 |
| Pleadings - Timeline - Notice of Action - Service  (w/ SOC w/in 6 months of issuance) | 167(L-R) | 3.1 |
| Pleadings - Timeline - Originating Process | 167(L-R) | 3.1 |
| Pleadings - Timeline - Statement of Claim - File  (w/in 30 days of NOA issued) | 167(L-R) | 3.1 |
| Pleadings - Timeline - Statement of Claim - Service  (w/in 6 months of issuance of SOC or NOA) | 167(L-R) | 3.1 |
| Statement of Claim - Timeline  SEE: Pleadings - Timeline - Statement of Claim | 167(L-R) | 3.1 |
| Statement of Claim - Timeline - File (w/in 30 days of NOA issued) | 167(L-R) | 3.1 |
| Statement of Claim - Timeline - Serve (w/in 6 months of issuance of SOC or NOA) | 167(L-R) | 3.1 |
| Damages - Pleading | 167(L) | 2.10 |
| Pleadings - Contents - Damages - Aggravation and Mitigation | 167(L) | 2.10 |
| Pleadings - Damages - Aggravation and Mitigation | 167(L) | 2.10 |
| Notice of - Action - SoC - Time for delivery (service + filing) | 167(L) | 3 |
| Pleadings - Delivery (R. 25.04) | 167(L) | 3 |
| Pleadings - Delivery (R. 25.04) - Definition of "deliver" (serve + file) | 167(L) | 3 |
| Pleadings - Delivery (R. 25.04) - Extension / Abridgement - by Court | 167(L) | 3 |
| Pleadings - Delivery (R. 25.04) - Extension / Abridgement - by Consent | 167(L) | 3 |
| Time Periods - Pleadings, delivery of  SEE: Pleadings - Timeline | 167(L)-168(L) | 3-3.7 |
| Notice of - Intent to Defend - Pleading - Timeline | 167(R) | 3.2 |
| Pleadings - Timeline - Notice of Intent to Defend (deliver w/in 20 days of service in ON) (r. 18.01) (Form 18B) | 167(R) | 3.2 |
| Pleadings - Timeline - Statement of Defence  (deliver w/in 20 days of SOC, or 10 days after NOID) | 167(R) | 3.2 |
| Statement of Defence - Timeline  SEE: Pleading - Timeline - Statement of Defence | 167(R) | 3.2 |
| Pleadings - Timeline - Reply (r. 25.04) (Form 25A)  (deliver w/in 10 days of serving SOD) | 167(R) | 3.3 |
| Reply - Timeline  SEE: Pleading - Timeline - Reply | 167(R) | 3.3 |
| Counterclaim - Timeline - Service (r. 27) (Form 27A) | 167(R)-168(L)  185(R)-186(L) | 3.4  2.5 |
| Crossclaim (r. 28) (Form 28A) | 168(L) | 3.5 |
| Pleadings - Timeline - Third Party claim - Issuance (r. 29)  (w/in 10 days after SOD served, or w/in 10 days after P’s reply) | 168(L) | 3.6 |
| Pleadings - Timeline - Third Party claim - Service  (w/in 30 days after issued, w/ all other pleadings) | 168(L) | 3.6 |
| Defence to Third Party claim - Timeline  SEE: Pleadings - Timeline - Third Party claim defence | 168(L) | 3.6.1 |
| Pleadings - Timeline - Third Party claim defence  (deliver w/in 20 days of Third Party claim served) | 168(L) | 3.6.1 |
| Third Party Claim - Timeline  SEE: Pleadings - Timeline - Third Party claim | 168(L) | 3.6.1 |
| Pleadings - Timeline - Other pleadings (rejoinder, surrenjoinder) (r. 25.01) | 168(L) | 3.7 |
| Pleadings - Timeline - Rejoinder | 168(L) | 3.7 |
| Pleadings - Timeline - Surrejoinder | 168(L) | 3.7 |
| Notice of Action - Insufficient time for SOC | 168(R) | 4.1 |
| Notice of Action - When appropriate | 168(R) | 4.1 |
| Statement of Claim - Altering Notice of Action | 168(R) | 4.1 |
| Statement of Claim - Content - Two parts - Notify D of nature of proceeding and claim | 168(R) | 4.1 |
| Statement of Claim - Structure | 168(R) | 4.1 |
| Statement of Claim - Content - Damages | 168(R) | 4.1.1 |
| Statement of Claim - Content - Damages - Particulars  (not less than 10 days before trial) | 168(R) | 4.1.1 |
| Statement of Claim - Content - Part I: Relief (e.g. damages) in 1st para | 168(R) | 4.1.1 |
| Statement of Claim - Relief  SEE: Statement of Claim - Content - Part I: Relief | 168(R) | 4.1.1 |
| Statement of Claim | 168(R) | 4.1 |
| Statement of Claim - Content - Part II: Post-relief (eg: Material Facts) | 168(R)-169(L) | 4.1.2 |
| Statement of Claim - Post-relief  SEE: Statement of Claim - Content - Part II: Post-relief | 168(R)-169(L) | 4.1.2 |
| Statement of Defence - No surprises | 169(L-R) | 4.2.4 |
| Admissions - Statement of Defence  SEE: Statement of Defence - Admissions | 169(L) | 4.2.1 |
| Defendant - Deemed admissions - Unless Deny (r. 25.07) | 167(L) | 4.2.1 |
| Statement of Defence - Admissions - Deemed | 169(L) | 4.2.1 |
| Statement of Defence - Deemed admissions | 169(L) | 4.2.1 |
| Statement of Defence - Denying allegations | 169(L) | 4.2.1 |
| Family Law Act - Pleadings | 169(L) | 4.1.3 |
| Specialized Courts - Family List - Pleadings  SEE: Family Law Act - Pleadings | 169(L) | 4.1.3 |
| Statement of Claim - Content - Damages - Family Law Act | 169(L) | 4.1.3 |
| Statement of Claim - Content - Part I: Relief - Family Law Act | 169(L) | 4.1.3 |
| Statement of Claim - Family Law Act (need not name and join) | 169(L) | 4.1.3 |
| Pleadings - Statement of Defence - Damages (deemed in issue) | 169(L) | 4.2.2 |
| Statement of Defence - Admissions - Damages, deemed in issue | 169(L) | 4.2.2 |
| Statement of Defence - Deemed admissions - Exception: damages (deemed in issue) because not allegation of fact | 169(L) | 4.2.2 |
| Pleadings - Simplified Procedure (must indicate) (r. 76) | 169(L) | 4.1.4 |
| Simplified Procedure - Pleadings (must indicate) (r. 76) | 169(L) | 4.1.4 |
| Statement of Claim - Content - Simplified Procedure (must indicate) (r. 76) | 169(L) | 4.1.4 |
| Statement of Claim - Simplified procedure (must indicate) (r. 76) | 169(L) | 4.1.4 |
| Statement of Defence - Admissions - Must admit matters not in dispute | 169(L) | 4.2.3 |
| Statement of Defence - Defendant’s version of the facts | 169(L) | 4.2.3 |
| Statement of Defence - General denial not sufficient | 169(L) | 4.2.3 |
| Pleadings - Statement of Defence -   SEE: Statement of Defence | 169(L)-172(R) | 4.2 |
| Confession and Avoidance - Type of Defence | 169(R) | 4.2.5 |
| Objection in Point of Law - Type of Defence | 169(R) | 4.2.5 |
| Plea in abatement - Type of defence | 169(R) | 4.2.5 |
| Statement of Defence - Defences   SEE: Statement of Defence - Types of Defences | 169(R) | 4.2.5 |
| Statement of Defence - Types of Defences - Confession and avoidance | 169(R) | 4.2.5 |
| Statement of Defence - Types of Defences - Objection in point of law | 169(R) | 4.2.5 |
| Statement of Defence - Types of Defences - Plea in abatement | 169(R) | 4.2.5 |
| Statement of Defence - Types of Defences - Traverse | 169(R) | 4.2.5 |
| Traverse - Type of defence | 169(R) | 4.2.5 |
| Pleadings - Simplified Procedure - Defendant's objection  (when exceeds monetary limit) (r. 76) | 169(R) | 4.2.6 |
| Simplified Procedure - Defendant's objection (when exceeds monetary limit) | 169(R) | 4.2.6 |
| Statement of Defence - Simplified Procedure - Objection  (when exceeds monetary limit) | 169(R) | 4.2.6 |
| Special Defences - Statutory Defence | 169(R) | 4.2.7(a) |
| Statutory Defence - Special Defence | 169(R) | 4.2.7(a) |
| Pleadings - Defences -   SEE: Statement of Defence - Types of Defences  SEE: Special Defences  SEE: Set Off & Counterclaims | 169(R) 169(R)-171(R) 171(R)-172(R) | 4.2.5 4.2.7 4.2.8 |
| Special Defences | 169(R)-171(R) | 4.2.7 |
| Statement of Defence - Special Defences   SEE: Special Defences | 169(R)-171(R) | 4.2.7 |
| Statement of Defence - Types of Defences - Special Defences  SEE: Special Defences | 169(R)-171(R) | 4.2.7 |
| Defences  SEE: Special Defences  SEE: Types of Defences  SEE: Set Off & Counterclaims | 169(R)-171(R) 169(R) 171(R)-172(R) | 4.2.7 4.2.5 4.2.8 |
| Illegality - Special Defence (must plead facts) | 170(L-R) | 4.2.7(e) |
| Special Defences - Illegality (must plead facts) | 170(L-R) | 4.2.7(e) |
| Limitations Act - Special Defence (plead it) | 170(L) | 4.2.7(b) |
| Special Defences - Limitations Act (plead it) | 170(L) | 4.2.7(b) |
| Special Defences - Statue of Frauds (plead it) | 170(L) | 4.2.7(b) |
| Statute of Frauds - Special Defence (plead it) | 170(L) | 4.2.7(b) |
| Conditions Precedent - Special Defence (plead it) | 170(L) | 4.2.7(c) |
| Special Defences - Conditions precedent (plead it) | 170(L) | 4.2.7(c) |
| Notice - Special Defence (should plead it) | 170(L) | 4.2.7(d) |
| Special Defences - Notice (should plead it) | 170(L) | 4.2.7(d) |
| Jurisdiction - Special Defence (plead it) | 170(R) | 4.2.7(f) |
| Special Defences - Jurisdiction (plead it) | 170(R) | 4.2.7(f) |
| Special Defences - Want of jurisdiction (plead it) | 170(R) | 4.2.7(f) |
| Want of jurisdiction - Special Defence (plead it) | 170(R) | 4.2.7(f) |
| Special Defences - Ultra Vires (corporation) (plead it) | 170(R) | 4.2.7(g) |
| Ultra Vires - Special Defence (plead it) | 170(R) | 4.2.7(g) |
| Estoppel - Special Defence (must plead facts)  SEE: Special Defences - Estoppel | 170(R) | 4.2.7(h) |
| Special Defences - Estoppel (must plead facts) | 170(R) | 4.2.7(h) |
| Res judicata - Special Defence (plead it + facts) | 170(R) | 4.2.7(i) |
| Special Defences - Res judicata (plead it) | 170(R) | 4.2.7(i) |
| Contributory Negligence - Special Defence (plead it) | 170(R) | 4.2.7(j) |
| Special Defences - Contributory Negligence (plead it) | 170(R) | 4.2.7(j) |
| Act of third party - Special Defence (should plead it) | 171(L) | 4.2.7(k) |
| Special Defences - Act of third party (should plead it) | 171(L) | 4.2.7(k) |
| Non est factum (plead it) - Special Defence | 171(L) | 4.2.7(L) |
| Special Defences - Non est factum (plead it) | 171(L) | 4.2.7(L) |
| Special Defences - Want of authority (should plead it) | 171(L) | 4.2.7(m) |
| Want of authority (should plead it) - Special Defence | 171(L) | 4.2.7(m) |
| Insanity (at time of K, P knew) - Special Defence | 171(L) | 4.2.7(n) |
| Special Defences - Insanity (at time of K, P knew) | 171(L) | 4.2.7(n) |
| Not qualified (plead it)- Special Defence | 171(L) | 4.2.7(o) |
| Special Defences - Not qualified (plead it) | 171(L) | 4.2.7(o) |
| Release, payment or performance (should plead it) - Special Defence | 171(L) | 4.2.7(p) |
| Special Defences - Release, payment or performance (should plead it) | 171(L) | 4.2.7(p) |
| Accord and Satisfaction - Special Defence (plead it) | 171(L) | 4.2.7(q) |
| Special Defences - Accord and satisfaction (plead it) | 171(L) | 4.2.7(q) |
| Settled account (plead it) - Special Defence | 171(L) | 4.2.7(r) |
| Special Defences - Settled account (plead it) | 171(L) | 4.2.7(r) |
| Special Defences - Surrender (plead it) | 171(L) | 4.2.7(s) |
| Surrender - Special Defence (plead it) | 171(L) | 4.2.7(s) |
| Special Defences - Waiver (plead it + facts) | 171(L) | 4.2.7(t) |
| Waiver - Special Defence (plead it + facts) | 171(L) | 4.2.7(t) |
| Equitable Defence - Special Defences (must plead facts) | 171(R) | 4.2.7(u) |
| Special Defences - Equitable Defence (must state facts) | 171(R) | 4.2.7(u) |
| Purchaser for value without notice (plead it, unless inferred) - Special Defence | 171(R) | 4.2.7(v) |
| Special Defences - Purchaser for value without notice (plead it, unless inferred) | 171(R) | 4.2.7(v) |
| Defamation - Special Defences (justification, privilege, fair comment, responsible communication) | 171(R) | 4.2.7(w) |
| Special Defences - Defamation (justification, privilege, fair comment, responsible communication) | 171(R) | 4.2.7(w) |
| Defences - Raised after commencement of action | 171(R) | 4.2.7(x) |
| Defences arising after action is brought - Special Defences | 171(R) | 4.2.7(x) |
| Pleadings - Defences - Can be raised after commencement of action | 171(R) | 4.2.7(x) |
| Special Defences - Defences arising after action is brought | 171(R) | 4.2.7(x) |
| Set-Off & Counterclaim - Legal set-off - Courts of Justice Act s.111 | 171(R) | 4.2.8(a) |
| Set-Off & Counterclaim - Equitable Set-off | 171(R) | 4.2.8(b) |
| Set-Off & Counterclaim - Equitable Set-off - Unliquidated damages | 171(R) | 4.2.8(b) |
| Unliquidated Damages - Set-Off (Equitable) | 171(R) | 4.2.8(b) |
| Defences - Set-Off  SEE: Set-Off & Counterclaim | 171(R) | 4.2.8 |
| Pleadings - Set-Off & Counterclaim  SEE: Set-Off & Counterclaim | 171(R) | 4.2.8 |
| Set-Off & Counterclaim | 171(R) | 4.2.8 |
| Set-Off & Counterclaim - Advantages of set-off | 172(L-R) | 4.2.8(d) |
| Set-Off & Counterclaim - Counterclaim (independent action) vs. setoff | 172(L-R) | 4.2.8(d) |
| Set-Off & Counterclaim - Set-off vs. counterclaim | 172(L-R) | 4.2.8(d) |
| Set-Off & Counterclaim - Pleading both | 172(L) | 4.2.8(b) |
| Set-Off & Counterclaim - Equitable vs. Legal set off | 172(L) | 4.2.8(c) |
| Set-Off & Counterclaim - Legal vs. Equitable set off | 172(L) | 4.2.8(c) |
| Set-Off & Counterclaim- Difference between legal and equitable (substantive defence with no limitations period) | 172(L) | 4.2.8(c) |
| Pleadings - Reply - Required when - Otherwise Deemed to Deny Facts Made by Opposing Party (r. 25.08) | 172(R) | 4.3 |
| Reply - Pleadings | 172(R) | 4.3 |
| Contributory Negligence - Generally | 172(R) | 4.2.8(e) |
| Defences - Contributory negligence | 172(R) | 4.2.8(e) |
| Set-Off & Counterclaim - Contributory negligence | 172(R) | 4.2.8(e) |
| Counterclaim - Indemnification (counterclaim) | 172(R) | 4.2.8(f) |
| Indemnification (counterclaim) | 172(R) | 4.2.8(f) |
| Pleadings - Amendment (R. 26) - Generally (w/o leave, consent, w/ leave) | 172(R) | 5 |
| Amending Pleadings   SEE: Pleadings - Amendment of (R. 26)  SEE: Trial Procedure - Preliminary Matters - Amending Pleadings | 172(R)-173(L)  246(L) | 5  2.3 |
| Pleadings - Amendment (R. 26) - When amendment will be granted | 172(R)-173(L) | 5.1 |
| Jury Trial - Amendments to Pleadings (R. 26) | 173(L-R) | 5.5 |
| Pleadings - Amendment (R. 26) - Jury trial - Greater Damages | 173(L-R) | 5.5 |
| Pleadings - Amendment (R. 26) - Will not be granted | 173(L) | 5.1 |
| Pleadings - Amendment (R. 26) - Not if new cause of action | 173(L) | 5.2 |
| Pleadings - Amendment (R. 26) - Amendment at trial | 173(L) | 5.3 |
| Pleadings - Amendment (R. 26) - Amendment after trial | 173(L) | 5.4 |
| Attacking Pleadings   SEE: Pleadings - Attacking | 173(R) | 6 |
| Pleadings - Attacking - Generally | 173(R) | 6.1 |
| Pleadings - Attacking - Motion to Strike (R. 25.11, R. 21) | 173(R)  174(L) | 6.1  6.1.4 |
| Pleadings - Striking out a pleading or other document | 173(R) | 6.1 |
| Pleadings - Attacking - Test - Scandalous, frivolous, or vexatious(R. 25.11) | 173(R) | 6.1.1 |
| Scandalous, frivolous, vexations - Pleadings  SEE: Pleadings - Attacking | 173(R) | 6.1.1 |
| Pleadings - Attacking - Timing of motion (cannot be after response - i.e., after SOD or Reply) | 173(R) | 6.1.2 |
| Striking Out - R. 21 or R. 25.11  SEE: Pleadings - Attacking  SEE: Pleadings - Motion to… | 173(R) 174(L) | 6.1 6.1.4 |
| Pleadings - Attacking - Test - Lengthy, anticipatory, inconsistent | 173(R)-174(L) | 6.1.3 |
| Pleadings - Motion for Particulars (R. 25.10) - Particulars generally | 174(L-R) | 6.2 |
| Pleadings - Motion for Particulars (R. 25.10) - Court Discretion | 174(L-R) | 6.2 |
| Pleadings - Motion for Particulars (R. 25.10) - Order | 174(L-R) | 6.2 |
| Motions - for Particulars  SEE: Pleadings - Motion for Particulars (R. 25.10) | 174(L-R) | 6.2 |
| Particulars - Motion for  SEE: Pleadings - Motion for Particulars (R. 25.10) | 174(L-R) | 6.2 |
| Pleadings - Motion for Particulars (R. 25.10) | 174(L-R) | 6.2 |
| Pleadings - Attacking - Test - No reasonable cause of action (R. 21) | 174(L) | 6.1.4 |
| Pleadings - Attacking - Judge/Master (R. 21 - judge; R. 25.11 - master) | 174(L) | 6.1.4 |
| Pleadings - Attacking - Motion for amendment/strike part (R. 25.11) vs. Motion to strike (R. 21) | 174(L) | 6.1.4 |
| Pleadings - Attacking - Motion for to strike/amend part (R. 25.11) vs. Motion to strike entire action/SoC (R. 21) | 174(L) | 6.1.4 |
| Pleadings - Fundamentally flawed - Motion to strike out a claim or dismiss an action (R. 21) | 174(L) | 6.1.4 |
| Pleadings - Motion to Strike a portion or amend (may amount to entire doc) (R. 25.11) | 174(L) | 6.1.4 |
| Pleadings - Motion to Strike out a claim or dismiss an action - Fundamentally flawed (R. 21) | 174(L) | 6.1.4 |
| Particulars - Demand for  SEE: Pleadings - Motion for Particulars (R. 25.10) | 174(R) | 6.2.1 |
| Pleadings - Motion for Particulars (R. 25.10) - Step I: Written demand | 174(R) | 6.2.1 |
| Pleadings - Motion for Particulars (R. 25.10) - Step II: Motion | 174(R) | 6.2.1 |
| Pleadings - Motion for Particulars (R. 25.10) - Written demand - Timeline | 174(R) | 6.2.1 |
| Pleadings - Motion for Particulars (R. 25.10) - Know facts missing | 174(R) | 6.2.2 |
| Material facts vs. Particulars | 174(R) | 6.2.3 |
| Particulars vs. Material Facts | 174(R) | 6.2.3 |
| Pleadings - Motion for Particulars (R. 25.10) - vs. Material facts | 174(R) | 6.2.3 |
| Pleadings - Failure to plead material facts - Motion to Strike (R. 25.06(1)) | 174(R) | 6.2.4 |
| Pleadings - Motion for Particulars (R. 25.10) - vs. Motion to strike (R. 25.06(1)) | 174(R) | 6.2.4 |
| Pleadings - Timeline - Motions for Particulars (R. 25.10) - Compare to Motion to Strike (R. 25.06) | 174(R) | 6.2.4 |
| Statement of Claim - Motion for Particulars (R. 25.10) | 174(R) | 6.2.4 |
| Pleadings - Motion for Particulars (R. 25.10) - Timing of | 174(R) | 6.2.5 |
| Pleadings - Timeline - Motions for Particulars (R. 25.10) | 174(R) | 6.2.5 |
| Motions - to Strike - Pleadings | 174(R)  173(R) | 6.2.4 6.1 |
| Pleadings - Motion to Strike  SEE: Pleadings - Attacking | 174(R) 173(R) | 6.2.4 6.1 |
| Statement of Claim - Motion to Strike (R. 25.06(1)) | 174(R) 173(R) | 6.2.4 6.1 |
| Statement of Defence - Motion to Strike (R. 25.06(1)) | 174(R) 173(R) | 6.2.4 6.1 |
| Disposition Without Trial - Ways to End Matter Before Trial | 175(L) | 1 |
| Default Judgment - Two-Stage Process for Default Judgment (Failure to Deliver D) - Rule 19 | 175(L) | 2 |
| Default Proceedings | 175(L) | 2 |
| Rule 19 - Default Judgment - Two-Stage Process for Default Judgment (Failure to Deliver D) | 175(L) | 2 |
| Default Proceedings - Step 1 - Registrar Notes D in default (R. 19) | 175(L) | 2.1 |
| Noting in Default  SEE: Default Proceedings | 175(L) | 2.1 |
| Default Judgment - P files Proof of Service of Claim - Registrar notes the D in Default - Rule 19.01(1) | 175(L) | 2.1.1 |
| Note the D in Default - Default Judgment - P files Proof of Service of Claim - Rule 19.01(1) | 175(L) | 2.1.1 |
| Default Proceedings - Step 1 - Filing proof of service | 175(L) | 2.1.1 |
| Default Proceedings - Step 1 - Proof of Service, filing | 175(L) | 2.1.1 |
| Disposition Without Trial  SEE: Default Proceedings  SEE: Summary Judgment  SEE: Determination of a (Legal) Issue Before Trial  SEE: Special Case - Action or application  SEE: Discontinuance  SEE: Withdrawal  SEE: Abandonment  SEE: Dismissal For Delay | 175(L) 175(L) 177(L) 180(L) 181(R) 182(L) 182(R) 182(R) 183(L) | 1 2 3 4 5 6 6 7 8 |
| Default Judgment - Disability - Must get Leave to Note in Default Where D Under Disability | 175(R) | 2.1.2 |
| Default Proceedings - Step 1 - Defendant - Disability (requires leave) (r. 19.01) | 175(R) | 2.1.2 |
| Defendant Under Disability - Default Judgment - Must get Leave to Note in Default Where D Under Disability | 175(R) | 2.1.2 |
| Disability - Default Judgment - Must get Leave to Note in Default Where D Under Disability | 175(R) | 2.1.2 |
| Parties - Disability - Default Proceedings | 175(R) | 2.1.2 |
| Default Judgment - SoD struck out - Note the D in Default (r. 19.01) | 175(R) | 2.1.3 |
| Default Proceedings - Step 1 - Defence struck out | 175(R) | 2.1.3 |
| Default Proceedings - Step 1 - Statement of Defence - Struck Out | 175(R) | 2.1.3 |
| Defence Struck Out - Default Judgment - Note the D in Default | 175(R) | 2.1.3 |
| Note the D in Default - Default Judgment - Defence Struck Out | 175(R) | 2.1.3 |
| Statement of Defence - Struck Out - Noting in default  SEE: Default Proceedings - Step 1 - Statement of Defence | 175(R) | 2.1.3 |
| Default Judgment - Motion by Co-D - Co-D can Move Where P Fails to - Note the D in Default | 175(R) | 2.1.4 |
| Default Proceedings - Step 1 - Co-defendant, Motion by (where plaintiff failed to do so) | 175(R) | 2.1.4 |
| Default Proceedings - Step 1 - Motion by Co-defendant (where plaintiff failed to do so) | 175(R) | 2.1.4 |
| Motion by Co-D - Default Judgment - Co-D can Move Where P Fails to - Note the D in Default | 175(R) | 2.1.4 |
| Deemed Admissionof all allegations of fact in SoC - Default Judgment - Does not Apply to P's Claim for relief (r. 19.02) | 175(R) | 2.1.5 |
| Default Judgment - Consequences for D | 175(R) | 2.1.5 |
| Default Judgment - D Only Entitled to Move to Set Aside Noting in Default - Note the D in Default | 175(R) | 2.1.5 |
| Default Judgment - Deemed Admission - Does not Apply to P's Claim for relief | 175(R) | 2.1.5 |
| Default Judgment - Defendant Deemed to have admitted Facts upon Default | 175(R) | 2.1.5 |
| Note the D in Default - D Only Entitled to Move to Set Aside Noting in Default - Default Judgment | 175(R) | 2.1.5 |
| Deemed Admission - Default Proceeding  SEE: Default Proceedings - Step 1 - Deemed Admission | 175(R) | 2.1.5 |
| Default Proceedings - Step 1 - Consequence of default (e.g. deemed admission, no notice, no defence) | 175(R) | 2.1.5 |
| Default Proceedings - Step 1 - Deemed Admission | 175(R) | 2.1.5 |
| Default Proceedings - Step 2A(i) - File Requisition for Default Judgment (with the registrar) (Form 19D) | 176(L-R) | 2.2.2 |
| Default Judgment - P Must file requisition Before Signing | 176(L-R) | 2.2.2 |
| Default Judgment - Requisition for Default Judgment | 176(L-R) | 2.2.2 |
| Requisition for Default Judgment - Default Judgment | 176(L-R) | 2.2.2 |
| Default Proceedings - Requisition for default judgment | 176(L-R) | 2.2.2 |
| Requisition - Default judgment | 176(L-R) | 2.2.2 |
| Default Judgment - Circs Where Registrar Signs Default Judgment | 176(L) | 2.2.1 |
| Default Judgment - Entitlement of P Before Registrar | 176(L) | 2.2.1 |
| Default Proceedings - Step 2A(ii) - Registrar Signs Default Judgment (After 2A(i)) (R. 19.04(1)) | 176(L) | 2.2.1 |
| Default Proceedings - Step 2A(ii) - Entitlement | 176(L) | 2.2.1 |
| Default Proceedings - Step 2A(ii) - Entitlement - Justification | 176(L) | 2.2.1 |
| Registrar Signs Default Judgment - Default Judgment | 176(L) | 2.2.1 |
| Default Judgment  SEE: Default Proceedings - Step 2B | 176(R) | 2.3 |
| Default Proceedings - Step 2B - Judge declares default judgment (on Motion) (R. 19.05) | 176(R) | 2.3 |
| Default Proceedings - Step 2B - Motion | 176(R) | 2.3 |
| Judgment - Default  SEE: Default Proceedings - Step 2B | 176(R) | 2.3 |
| Default Judgment - Circs Where P Must Move for Default Before Judge | 176(R) | 2.3.1 |
| Default Judgment - Entitlement of P Before Judge | 176(R) | 2.3.1 |
| Default Proceedings - Step 2B - Entitlement (when cannot ask registrar to sign judgment against defendant) | 176(R) | 2.3.1 |
| Movement Before Judge - Default Judgment | 176(R) | 2.3.1 |
| Costs - Default Judgment - Registrar can Fix on Default | 176(R) | 2.2.3 |
| Costs (per Tariff A) - Default Judgment (r. 19.04) | 176(R) | 2.2.3 |
| Default Judgment - Costs - Registrar can Fix on Default | 176(R) | 2.2.3 |
| Default Proceedings - Step 2A(i) - Costs (per Tariff A) | 176(R) | 2.2.3 |
| Default Judgment - Motion Before Master, Where Registrar Declines to Sign | 176(R) | 2.3.2 |
| Default Proceedings - Step 2A(ii) - Registrar refusal - Motion to Master or Judge (R. 19.04(3.1)) | 176(R) | 2.3.2 |
| Motion Before Master Where Registrar Declines to Sign - Default Judgment | 176(R) | 2.3.2 |
| Default Judgment - Judicial Adjudication Required Where Motion | 176(R) | 2.3.3 |
| Default Proceedings - Step 2B - Entitlement - Justification (why required) | 176(R) | 2.3.3 |
| Judicial Adjudication Required - Default Judgment | 176(R) | 2.3.3 |
| Determination of issue before trial (R. 21) - Rule 20 vs. Rule 21 | 178(R) | 3.1.2 |
| Rule 20 vs. Rule 21 | 178(R) | 3.1.2 |
| Summary Judgment (R. 20) - Rule 20 vs. Rule 21 | 178(R) | 3.1.2 |
| Default Proceedings - Step 2B - Adjudication Required: determine if relief appropriate | 176(R)-177(L) | 2.3.3 |
| Default Proceedings - Step 2A(ii) - Setting aside default judgment - Master or Judge (R. 19.08(1))  (if signed by registrar or granted by court under R. 19.04) | 177(L-R) | 2.4 |
| Default Proceedings - Step 2B - Setting aside default judgment - Judge ONLY (R. 19.08(2))  (If default judgment obtained under R. 19.05 or after trial) | 177(L-R) | 2.4 |
| Default Proceedings - Step 3 - Setting Aside / Varying Default Judgment | 177(L-R) | 2.4 |
| Rule 19.03 - Default Judgment - Set Aside - Overview of Process to set Aside/vary Default | 177(L-R) | 2.4 |
| Rule 19.08 - Default Judgment - Set Aside - Overview of Process to set Aside/vary Default | 177(L-R) | 2.4 |
| Set Aside - Default Judgment | 177(L-R) | 2.4 |
| Default Judgment - Set Aside - Overview of Process to Set Aside/Vary Default | 177(L-R) | 2.4 |
| Affidavit Evidence Sometimes Required - Default Judgment | 177(L) | 2.3.4 |
| Default Judgment - No Notice of Motion for Default Required | 177(L) | 2.3.4 |
| Default Proceedings - Step 2B - Notice (not required) | 177(L) | 2.3.4 |
| Notice of Motion for Default Judgment not Required - Default Judgment | 177(L) | 2.3.4 |
| Default Judgment - Affidavit Evidence Sometimes Required on Motion | 177(L) | 2.3.5 |
| Default Proceedings - Step 2B - Evidence (affidavits may be required) | 177(L) | 2.3.5 |
| Default Judgment - Court Discretion When Hearing Default Motion (eg: if seekig unliquidated damages or discretionary remedy) | 177(L) | 2.3.6 |
| Default Proceedings - Step 2B - Outcomes - (Judgment / Dismissal / Trial) | 177(L) | 2.3.6 |
| Default Judgment - Set Aside - Who Hears Motion | 177(R) | 2.4.1 |
| Default Proceedings - Step 3 - Master / Judge  19.08(1) - Either: signed by registrar or granted by court under R. 19.04  19.08(2) - Judge: default judgment obtained under R. 19.05 or after trial | 177(R) | 2.4.1 |
| Set Aside - Default Judgment - Who Hears Motion | 177(R) | 2.4.1 |
| Default Judgment - Set aside - b/c of impropriety of plaintiff | 177(R) | 2.4.2 |
| Default Judgment - Set Aside - When Motion Must be Brought | 177(R) | 2.4.2 |
| Default Judgment or Noting of Default - Set Aside - Test | 177(R) | 2.4.2 |
| Default Proceedings - Step 3 - Test - Setting aside noting of default (R. 19.03) | 177(R) | 2.4.2 |
| Default Proceedings - Step 3 - Test - Setting aside or varying default judgment (R. 19.08(1) and (2)) | 177(R) | 2.4.2 |
| Genuine Issue for Trial - Default Judgment - Set Aside - Test | 177(R) | 2.4.2 |
| Impropriety of plaintiff - Default Judgment - Set Aside | 177(R) | 2.4.2 |
| Set Aside - Default Judgment - When Motion Must be Brought | 177(R) | 2.4.2 |
| Set Aside - Default Judgment or Noting of Default - Test | 177(R) | 2.4.2 |
| Default Proceedings - Step 3 - Plaintiff Impropriety (default arose b/c of) | 177(R) | 2.4.2 |
| Summary Judgment (R. 20) - Availability | 178(L-R) | 3.1 |
| No or Insufficient Evidence - Summary Judgment - Rule 20 | 178(L) | 3 |
| Rule 20 - Summary Judgment - Explanation of | 178(L) | 3 |
| Simplified Procedure - Summary Judgment  SEE: Summary Judgment (R. 20) | 178(L) | 3 |
| Summary Judgment - Explanation of - Rule 20 | 178(L) | 3 |
| Summary Judgment (R. 20) | 178(L) | 3 |
| Summary Judgment (R. 20) - Effect of | 178(L) | 3 |
| Summary Judgment (R. 20) - Generally | 178(L) | 3 |
| *Hryniak v Mauldin -* Summary Judgment - New Approach to Summary Judgment | 178(L) | 3.1.1 |
| No Genuine Issue Requiring a Trial - Summary Judgment - Availability | 178(L) | 3.1.1 |
| Summary Judgment - Availability - No Genuine Issue for Trial | 178(L) | 3.1.1 |
| Summary Judgment - Court will Consider Evidence | 178(L) | 3.1.1 |
| Summary Judgment - *Hryniak v Mauldin -* New Approach to Summary Judgment | 178(L) | 3.1.1 |
| Summary Judgment (R. 20) - Availability - Considerations in granting | 178(L) | 3.1.1 |
| Summary Judgment (R. 20) - Availability - Mandatory remedy | 178(L) | 3.1.1 |
| Summary Judgment (R. 20) - Availability - No genuine issue requiring trial (R. 20.04(2)) | 178(L) | 3.1.1 |
| Summary Judgment (R. 20) - Availability - Test - No genuine issue requiring trial | 178(L) | 3.1.1 |
| Summary Judgment (R. 20) - Availability - Tools (R. 20.04(2.1), (2.2)) | 178(L) | 3.1.1 |
| Summary Judgment (R. 20) - Evidence (oral, may be ordered) | 178(L) 166(R) | 3.1.1 3.1.2 |
| Summary Judgment (R. 20) - Motion - (Timing) | 178(R) | 3.2 |
| Master Jurisdiction - Summary Judgment - Rule 20 Only | 178(R) | 3.1.2 |
| Rule 21 (Law) - Summary Judgment - Difference from Rule 20 (Facts) | 178(R) | 3.1.2 |
| Summary Judgment - Rule 20 (Facts) vs. Rule 21 (Law) | 178(R) | 3.1.2 |
| Summary Judgment - Who Hears - Judge (Rule 20 or 21) or Master (Rule 20 Only) | 178(R) | 3.1.2 |
| Motion by plaintiff - Summary Judgment - When and How | 178(R) | 3.2.1 |
| Summary Judgment - Motion by Plaintiff, When and How P Brings | 178(R) | 3.2.1 |
| Summary Judgment (R. 20) - Motion - Plaintiff | 178(R) | 3.2.1 |
| Summary Judgment (R. 20) - Motion - Plaintiff - Timing - after SOD or notice of motion (R. 20.01(1)) | 178(R) | 3.2.1 |
| Summary Judgment (R. 20) - Motion - Plaintiff - Timing - service w/ SOC (only w/ leave) | 178(R) | 3.2.1 |
| Summary Judgment (R. 20) - Service of (along w statement of claim) | 178(R) | 3.2.1 |
| Summary Judgment (R. 20) - Motion - Material | 178(R) | 3.3 |
| Motion by Defendant - Summary Judgment - When and How | 178(R) | 3.2.2 |
| Summary Judgment - Motion by Defendant, When and How P Brings | 178(R) | 3.2.2 |
| Summary Judgment (R. 20) - Motion - Defendant - Timing - after SOD (R. 20.01(3)) | 178(R) | 3.2.2 |
| Affidavit or Other Evidence Required - Summary Judgment - Disputes of Fact (r. 20.01) | 178(R)-179(L) | 3.3.1 |
| Summary Judgment - Disputes of Fact - Affidavit or other Evidence Required | 178(R)-179(L) | 3.3.1 |
| Summary Judgment (R. 20) - Evidence  SEE: Summary Judgment (R. 20) - Motion - Material | 178(R)-179(L) | 3.3.1 |
| Summary Judgment (R. 20) - Motion - Material - Affidavit - Moving party | 178(R)-179(L) | 3.3.1 |
| Summary Judgment (R. 20) - Motion - Material - Information and belief (adverse inference) | 178(R)-179(L) | 3.3.1 |
| Summary Judgment - Disputes of Fact - Master Jurisdiction - Questions of Fact Only | 179(L-R) | 3.4 |
| Master - Jurisdiction - Summary Judgment (R. 20) | 179(L-R) | 3.4 |
| Summary Judgment (R. 20) - Judge or Master | 179(L-R) | 3.4 |
| Summary Judgment (R. 20) - Jurisdiction - Master | 179(L-R) | 3.4 |
| Summary Judgment (R. 20) - Master | 179(L-R) | 3.4 |
| Master jurisdiction over Q of fact (not Q of law of mixed facts/law) - Summary Judgment - Questions of Fact Only | 179(L-R) | 3.4 |
| Questions of Fact - Summary Judgment - Master Jurisdiction | 179(L-R) | 3.4 |
| Summary Judgment (R. 20) - Motion - Material - Other Evidence (R. 39, R. 30) - Not own examination for discovery w/out consent | 179(L) | 3.3.2 |
| Transcript - Use in Motion - Summary Judgment (R. 20) | 179(L) | 3.3.2 |
| Other Evidence - Summary Judgment - Disputes of Fact - All types Admissible on Motion | 179(L) | 3.3.2 |
| Summary Judgment - Disputes of Fact - Other Evidence - All types Admissible on Motion | 179(L) | 3.3.2 |
| Factum - Summary Judgment - Disputes of Fact - Time Reqs - 7/4 Days | 179(L) | 3.3.3 |
| Summary Judgment - Disputes of Fact - Factum Required - Time Reqs - 7/4 Days (r. 20.03) | 179(L) | 3.3.3 |
| Summary Judgment (R. 20) - Factum - Timing  (moving party: filed w/ proof of service 7 days before hearing)  (responding party: filed w/ proof of service 4 days before hearing) | 179(L) | 3.3.3 |
| Summary Judgment (R. 20) - Motion - Material - Factum (R. 20.03) | 179(L) | 3.3.3 |
| Affidavit of Respondent, Requirements - Summary Judgment - Disputes of Fact - Provide Specific Facts | 179(L) | 3.3.4 |
| Summary Judgment - Disputes of Fact - Affidavit of Respondent, Requirements of | 179(L) | 3.3.4 |
| Summary Judgment (R. 20) - Motion - Material - Affidavit - Responding party (R. 20.02(2) - may not rest solely on pleadings) | 179(L) | 3.3.4 |
| Summary Judgment (R. 20) - Disposition | 179(R) | 3.5 |
| Summary Judgment (R. 20) - Outcome | 179(R) | 3.5 |
| Disposition on Motion - Summary Judgment - Disputes of Fact Where no Genuine Issue, or Only Issue amount/Question of Law | 179(R) | 3.5 |
| Summary Judgment - Disputes of Fact - Disposition, Options - Where no Genuine Issue, or Only isue amount/Question of Law | 179(R) | 3.5 |
| Summary Judgment - Disputes of Fact - Witness Gives Evidence by Affidavit unless adverse party may need to cross-examine | 179(R)-180(L) | 3.5.1 |
| Trial necessary - Summary Judgment - Disputes of Fact - Disposition, Court can expedite, Give Direction | 179(R)-180(L) | 3.5.1 |
| Disposition on Motion - Summary Judgment - Disputes of Fact - Trial Necessary - Court can expedite, Give Directions | 179(R)-180(L) | 3.5.1 |
| Summary Judgment - Disputes of Fact - Trial Necessary - Disposition, Court can expedite Proceeding, Give Directions | 179(R)-180(L) | 3.5.1 |
| Summary Judgment (R. 20) - Refusal to grant (trial necessary) | 179(R)-180(L) | 3.5.1 |
| Rule 21.01(1)(a) - Determination Issue b/f Trial - Disputes of Law - Det. of Issue of Law | 180(L-R) | 4.1 |
| Determination of issue before trial (R. 21) - Determination of an issue of law (R. 21.01(1)(a)) before judge | 180(L-R) | 4.1 |
| Determination of Issue before trial (R. 21) - Evidence with leave or consent | 180(L-R) | 4.1 |
| Determination Issue b/f Trial - Disputes of Law - Det. of Issue of Law | 180(L-R) | 4.1 |
| Determination Issue b/f Trial - Disputes of Law - Evidence Requires Leave or Consent (r. 21) | 180(L-R) | 4.1 |
| Issue of Law - Disputes of Law - Determination Issue b/f Trial Consent (r. 21) | 180(L-R) | 4.1 |
| Determination of issue before trial (R. 21) - No reasonable cause of action (R. 21.01(1)(b)) - Generally | 180(L-R)  181(L) | 4.2  4.7.1 |
| Summary Judgment (R. 20) - Trial | 180(L) | 3.5.1 |
| Experts - Summary Judgment - Disputes of Fact | 180(L) | 3.5.1 |
| Failure to Comply with Order for Payment - Summary Judgment - Disputes of Fact | 180(L) | 3.5.1 |
| Summary Judgment - Disputes of Fact - Experts | 180(L) | 3.5.1 |
| Summary Judgment - Disputes of Fact - Failure to Comply with Order for Payment | 180(L) | 3.5.1 |
| Summary Judgment (R. 20) - Granted - Stay of execution if outstanding issues | 180(L) | 3.5.2 |
| Summary Judgment (R. 20) - Stay of execution | 180(L) | 3.5.2 |
| Disposition - Summary Judgment - Disputes of Fact - Stay of Execution | 180(L) | 3.5.2 |
| Stay of Execution - Summary Judgment - Disputes of Fact - Disposition | 180(L) | 3.5.2 |
| Summary Judgment - Disputes of Fact - Disposition, Court can Order stay of execution | 180(L) | 3.5.2 |
| Costs - Summary Judgment - Disputes of Fact - Disposition | 180(L) | 3.5.3 |
| Costs - Summary Judgment (R. 20) | 180(L) | 3.5.3 |
| Summary Judgment - Costs - Disputes of Fact - Disposition | 180(L) | 3.5.3 |
| Summary Judgment (R. 20) - Costs | 180(L) | 3.5.3 |
| Determination Issue b/f Trial - Disputes of Law - Rule 21 - General | 180(L) | 4 |
| Determination of Issue before trial (R. 21) - Generally | 180(L) | 4 |
| Questions of Law - Determination of issue before trial | 180(L) | 4 |
| Rule 21 - Determination Issue b/f Trial - Disputes of Law - General | 180(L) | 4 |
| Simplified Procedure - Determination of an issue before trial  SEE: Determination of issue before trial (R. 21) - Generally | 180(L) | 4 |
| Determination of Issue Before trial (R. 21) - Facts assumed true | 180(L) | 4.2 |
| Determination of issue before trial (R. 21) - No reasonable cause of action (R. 21.01(1)(b)) - Striking pleading | 180(R) | 4.2 |
| Determination of Issue before trial (R. 21) - Parties, any may bring motion | 180(R) | 4.2 |
| Determination of Issue Before Trial (R. 21) - Striking Pleading - No reasonable cause of action | 180(R) | 4.2 |
| Determination Issue b/f Trial - Disputes of Law - No Reasonable Cause of Action/Defence (r. 21) | 180(R) | 4.2 |
| No Reasonable Cause of Action/Defence - Determination Issue b/f Trial - Disputes of Law (r. 21) | 180(R) | 4.2 |
| Rule 21.01(1)(b) - Disputes of Law - No Reasonable Cause of Action | 180(R) | 4.2 |
| Determination Issue b/f Trial - Disputes of Law - Stay or Dismissal - grounds | 180(R) | 4.3 |
| Determination of issue before trial (R. 21) - Affidavit or other evidence | 180(R) | 4.3 |
| Determination of issue before trial (R. 21) - Dismissal | 180(R) | 4.3 |
| Determination of issue before trial (R. 21) - Frivolous, vexatious, abuse of process | 180(R) | 4.3 |
| Determination of issue before trial (R. 21) - Jurisdiction | 180(R) | 4.3 |
| Determination of issue before trial (R. 21) - Legal capacity | 180(R) | 4.3 |
| Determination of issue before trial (R. 21) - Multiple proceedings | 180(R) | 4.3 |
| Determination of issue before trial (R. 21) - Stay or dismissal (R. 21.01(3)) | 180(R) | 4.3 |
| Stay or Dismissal - Determination Issue b/f Trial - Disputes of Law | 180(R) | 4.3 |
| Determination Issue b/f Trial - Disputes of Law - Promptness | 180(R) | 4.4 |
| Determination of issue before trial (R. 21) - Motion to be made promptly (R. 21.02) | 180(R) | 4.4 |
| Determination of issue before trial (R. 21) - Promptness (R. 21.02) | 180(R) | 4.4 |
| Determination Issue b/f Trial - Disputes of Law - Factum Required - Mover and Respondent | 180(R) | 4.5 |
| Factum - Determination Issue b/f Trial - Disputes of Law - Mover and Respondent | 180(R) | 4.5 |
| Determination of issue before trial (R. 21) - Material - Factum (R. 21.03) | 181(L) | 4.5 |
| Determination of issue before trial (R. 21) - No reasonable cause of action (R. 21.01(1)(b)) - Strategy | 181(R) | 4.7.2 |
| Determination Issue b/f Trial - Disputes of Law - Test - No Chance of Success (r. 21) | 181(L) | 4.6 |
| No Chance of Success - Determination Issue b/f Trial - Disputes of Law - Test (r. 21) | 181(L) | 4.6 |
| Test - Determination Issue b/f Trial - Disputes of Law - No Chance of Success (r. 21) | 181(L) | 4.6 |
| Determination of issue before trial (R. 21) - Test - No chance of success | 181(L) | 4.6 |
| Rule 21.01(1)(b) - No Reasonable Cause of Action/Defence - Principles Applied | 181(L) | 4.7.1 |
| Determination Issue b/f Trial - Disputes of Law - Caution: May Thwart New Cause of Action | 181(L) | 4.7.1 |
| Determination Issue b/f Trial - Disputes of Law - No Reas CoA/Defence - principles Applied (r. 21) | 181(L) | 4.7.1 |
| Determination of issue before trial (R. 21) - No reasonable cause of action (R. 21.01(1)(b)) - Test (plain and obvious) | 181(L) | 4.7.1 |
| Determination of issue before trial (R. 21) - No reasonable cause of action (R. 21.01(1)(b)) - Defective Pleadings | 181(L) | 4.7.1 |
| Determination of issue before trial (R. 21) - No reasonable cause of action (R. 21.01(1)(b)) - Principles | 181(L) | 4.7.1 |
| New Cause of Action - Determination Issue b/f Trial - Disputes of Law | 181(L) | 4.7.1 |
| Rule 21.01(1)(b) - New Cause of Action | 181(L) | 4.7.1 |
| Determination Issue b/f Trial - No Reas CoA/Defence - Fundamental Defect - Strategy | 181(R) | 4.7.2 |
| Rule 21.01(b) - Determination Issue b/f Trial - Strategy - Leave to Amend | 181(R) | 4.7.2 |
| Determination Issue b/f Trial - Rule 21.01(b) - Strategy - Leave to Amend | 181(R) | 4.7.2 |
| Fundamental Defect - Rule 21.01(1)(b) - Determination Issue b/f Trial - Strategy | 181(R) | 4.7.2 |
| Leave to Amend - Determination Issue b/f Trial - Stragegy - Rule 21.01(b) | 181(R) | 4.7.2 |
| Determination Issue b/f Trial - Disputes of Law - Don't Strike Where not a fundamental defect | 181(R) | 4.7.2 |
| Rule 21.01(1)(b) - Determination of Issue b/f Trial - Fundamental Defect - Strategy | 181(R) | 4.7.2 |
| Rule 21.01(1)(b) - Don't Strike Where not a fundamental defect | 181(R) | 4.7.2 |
| Rule 22 - Special Cases - Who can Bring/Hear Motion | 181(R)-182(L) | 5 |
| Special Cases - Who can Bring / Hear Motion - Rule 22 | 181(R)-182(L) | 5 |
| Special Cases (R. 22) - Generally | 181(R)-182(L) | 5 |
| Special Cases (R. 22) - Action or Application | 181(R)-182(L) | 5 |
| Special Cases (R. 22) - Requirements - Form and content (Form 22A) | 182(L) | 5.1 |
| Form 22A - Special Cases - Form and Content of | 182(L) | 5.1 |
| Special Cases - Form and Content of - Form 22A | 182(L) | 5.1 |
| Special Cases (R. 22) - Requirements - Factum (required) | 182(L) | 5.1 |
| Court of Appeal - Special Cases - Rule 22 - Party can Move to have ONCA Hear | 182(L) | 5.2 |
| Judicature Act - Referring a case to Court of Appeal (s. 34) | 182(L) | 5.2 |
| Special Cases - Rule 22 - Party can Move to have Court of Appeal Hear at first instance | 182(L) | 5.2 |
| Special Cases (R. 22) - Appeals | 182(L) | 5.2 |
| Special Cases (R. 22) - Court of Appeal - First instance | 182(L) | 5.2 |
| Special Cases (R. 22) - Court of Appeal at first instance - Motion for | 182(L) | 5.2 |
| Special Cases (R. 22) - First instance | 182(L) | 5.2 |
| Rule 23 - Discontinuing/Withdrawal of Action - Costs, P will probably Pay Costs | 182(L) | 6 |
| Costs - Discontinuing/Withdrawal of Action - Rule 23 - P will probably Pay | 182(L) | 6 |
| Discontinuing / Withdrawal of Action (R. 23) - Generally | 182(L) | 6 |
| Discontinuing / Withdrawal of Action (R. 23) - Cost consequences | 182(L) | 6 |
| Discontinuing/Withdrawal of Action - Costs, P will probably Pay Costs - Rule 23 | 182(L) | 6 |
| Partial Indemnity - Costs - Discontinuing / withdrawal of action | 182(L) | 6 |
| Withdrawal of - Action  SEE: Discontinuing/Withdrawal of Action | 182(L) | 6 |
| Discontinuing / Withdrawal of Action (R. 23) - Plaintiff discontinues (R. 23.01) | 182(L) | 6.1 |
| Notice of - Discontinuance | 182(L) | 6.1 |
| Notice of - Discontinuance (Form 23A) | 182(L) | 6.1 |
| Notice of - Withdrawal of Action (Form 23A) | 182(L) | 6.1 |
| Discontinuing/Withdrawal of Action - P - When and How P can Discontinue | 182(R) | 6.1 |
| Discontinuing / Withdrawal of Action (R. 23) - Party under disability (requires leave) | 182(R) | 6.1.1 |
| Parties - Disability - Leave - Discontinuing/withdrawal of action (R. 23) | 182(R) | 6.1.1 |
| Disability - Discontinuing/Withdrawal of Action - Leave of Judge Required whee P Under Disability | 182(R) | 6.1.1 |
| Discontinuing/Withdrawal of Action - Disability - Leave of Judge Required Where P is Under Disability | 182(R) | 6.1.1 |
| Action - Withdrawal of Defence  SEE: Discontinuing/Withdrawal of Action (R. 23) - Defendant  Withdraws | 182(R) | 6.2 |
| Discontinuing / Withdrawal of Action (R. 23) - Defendant withdraws - Withdrawal of Defence (Form 23C) (R. 23.06) | 182(R) | 6.2 |
| Discontinuing / Withdrawal of Action (R. 23) - Defendant withdraws - Any time | 182(R) | 6.2 |
| Discontinuing / Withdrawal of Action (R. 23) - Defendant withdraws - Leave (required if has crossclaimed / third party claimed) | 182(R) | 6.2 |
| Discontinuing/Withdrawal of Action - D - How and When D can Withdraw | 182(R) | 6.2 |
| Notice of - Withdrawal of Defence (Form 23C) | 182(R) | 6.2 |
| Withdrawal by Defendant - Discontinuing/Withdrawal of Action - Notice of Withdrawal | 182(R) | 6.2 |
| Discontinuing/Withdrawal of Action (R. 23) - Plaintiff discontinues - Not a defence to subsequent action | 182(R) | 6.1.2 |
| Discontinuing / Withdrawal of Action (R. 23) - Plaintiff discontinues - D's counterclaim can continue | 182(R) | 6.1.2 |
| Discontinuing/Withdrawal of Action (R. 23) - Plaintiff discontinues - Crossclaim ends | 182(R) | 6.1.2 |
| Discontinuing/Withdrawal of Action (R. 23) - Plaintiff discontinues - Third and subsequent party claims end  (deemed dismissed 30 days after discontinuance) | 182(R) | 6.1.2 |
| Notice of - Election to proceed with counterclaim | 182(R) | 6.1.2 |
| Counterclaim - Discontinuing/Withdrawal of Action - D's Counterclaim can continue | 182(R) | 6.1.2 |
| Discontinuing/Withdrawal of Action - Counterclaim - D's Counterclaim can continue | 182(R) | 6.1.2 |
| Discontinuing/Withdrawal of Action - Crossclaim/3rd Party Claim Deemed Dismissed | 182(R) | 6.1.2 |
| Discontinuing / Withdrawal of Action (R. 23) - Defendant withdraws - Deemed default | 183(L) | 6.2.1 |
| Deemed Default - Discontinuing/Withdrawal of Action - When D Withdraws entire Defence | 183(L) | 6.2.1 |
| Discontinuing/Withdrawal of Action - Deemed Default When D Withdraws entire Defence | 183(L) | 6.2.1 |
| Costs - Discontinuance - Action (r. 23.05) | 182(R) | 6.1.3 |
| Costs - Discontinuing/Withdrawal of Action - Any Party can Move (r. 23.05) | 182(R) | 6.1.3 |
| Costs - Dismissal - Crossclaim | 182(R) | 6.1.3 |
| Costs - Dismissal - Third party claim | 182(R) | 6.1.3 |
| Discontinuing/Withdrawal of Action - Costs, Any Party can Move re Costs | 182(R) | 6.1.3 |
| Discontinuing/Withdrawal of Action (R. 23) - Plaintiff discontinues - Cost of discontinuance - Motion by any party | 182(R) | 6.1.3 |
| Withdrawal of - Defence  SEE: Discontinuing/Withdrawal of Action  SEE: Abandonment of Application | 182(R) 183(L) | 6.2 7 |
| Dismissal of Action - Delay - Availability - D can Move to Dismiss Where P Failed to… | 183(L-R) | 8.1 |
| Delay - Dismissal of Action - Availability - D can Move to Dismiss Where P Failed to… | 183(L-R) | 8.1 |
| Defendant - Withdrawal of admission (consent or leave) | 183(L) | 6.2.2 |
| Discontinuing/Withdrawal of Action - D's Withdrawal of Admission Requires Consent or Leave | 183(L) | 6.2.2 |
| Withdrawal of Admission - Discontinuing/Withdrawal of Action - Requires Consent/Leave | 183(L) | 6.2.2 |
| Abandonment of Application (R. 38) - Generally | 183(L) | 7 |
| Abandonment of Application (R. 38) - Applicant only (not R) (R.38.08) | 183(L) | 7 |
| Abandonment of Application (R. 38) - Notice of abandonment (no form) | 183(L) | 7 |
| Discontinuing / Withdrawal of Application (R. 23) - Abandonment of application  SEE: Abandonment of Application (R. 38) | 183(L) | 7 |
| Abandonment of Application - Applicant Abandons Application (r. 38) | 183(L) | 7 |
| Application - Abandonment  SEE: Abandonment of Application (R. 38) | 183(L) | 7 |
| Parties - Disability - Leave - Abandonment of Application (R. 38) | 183(L) | 7 |
| Abandonment of Application - Disability - Abandonment Requires Leave Where Party Under Disability | 183(L) | 7.1 |
| Disability - Abandonment of Application - Requires Leave Where Party Under Disability | 183(L) | 7.1 |
| Abandonment of Application (R. 38) - Party - Disability - Leave | 183(L) | 7.1 |
| Abandonment of Application - Deemed Abandoned Where app Fails to appear at Hearing | 183(L) | 7.2 |
| Abandonment of Application (R. 38) - Deemed abandonment | 183(L) | 7.2 |
| Application - Deemed abandonment  SEE: Abandonment of Application (R. 38) | 183(L) | 7.2 |
| Deemed Abandonment - Adandonment of Application - Where App Fails to Appear | 183(L) | 7.2 |
| Abandonment of Application - Costs - When Applicant Abandons, R Entitled to Costs | 183(L) | 7.3 |
| Abandonment of Application (R. 38) - Applicant Abandons - Costs | 183(L) | 7.3 |
| Abandonment of Application (R. 38) - Costs | 183(L) | 7.3 |
| Abandonment of Application (R. 38) - Respondent entitled to costs | 183(L) | 7.3 |
| Costs - Abandonment of Application - When Applicant Abandons, R Entitled to Costs | 183(L) | 7.3 |
| Costs - Abandonment of application (R. 38) | 183(L) | 7.3 |
| Dismissal of Action for Delay - Generally (r. 24.01) | 183(L) | 8 |
| Dismissal of Action for Delay - Motion - By Defendant - Availability (R. 24.01) | 183(L) | 8 |
| Withdrawal of - Admission - Defendant (consent or leave) | 183(L)  235(R) | 6.2.2 7 |
| Abandonment of Application (R. 38)  SEE ALSO: Discontinuing/Withdrawal of Action (R. 23)  SEE ALSO: Abandonment of Action (R. 48.15)  SEE ALSO: Dismissal for Delay (R. 24) | 183(L) 182(L-R) 184(R) 183(L-R) | 7 6 8.8 8 |
| Pleadings - Timeline - Statement of Defence and Counterclaim  SEE: Counterclaim - Pleadings - Service | 183(R)  163(R)-165(L) | 2.5.1  3.4 |
| Dismissal of Action for Delay - Party - Disability (leave required) (R. 24.02) | 183(R) | 8.2 |
| Parties - Disability - Dismissal of Action - Leave (R. 24) | 183(R) | 8.2 |
| Delay - Dismissal of Action - Disability - Persons to Serve Notice on Where Party Under Disability | 183(R) | 8.2 |
| Disability - Dismissal of Action - Delay - Persons to Serve Notice on Where Party Under Disability | 183(R) | 8.2 |
| Dismissal of Action - Delay - Disability - Persons to Serve Notice on Where Party Under Disability | 183(R) | 8.2 |
| Dismissal of Action for Delay - Defendant may not proceed with cross claim or third party claim | 183(R) | 8.4 |
| Dismissal of Action for Delay - Defendant may proceed with counterclaim | 183(R) | 8.4 |
| Dismissal of Action for Delay - Effect on counterclaim, crossclaim, third party claim | 183(R) | 8.4 |
| Dismissal of Action for Delay - Not a defence to subsequent action | 183(R) | 8.4 |
| Delay - Dismissal of Action - Effect, D May not Proceed with Cross/3rd Party Claim | 183(R) | 8.4 |
| Delay - Dismissal of Action - Effect, D May Proceed with Counterclaim | 183(R) | 8.4 |
| Delay - Dismissal of Action - Effect, Dismissal not Defence to Subsequent Action | 183(R) | 8.4 |
| Dismissal of Action - Delay - Effect, D May not Proceed with Cross/3rd Party Claim | 183(R) | 8.4 |
| Dismissal of Action - Delay - Effect, D May Proceed with Counterclaim | 183(R) | 8.4 |
| Dismissal of Action - Delay - Effect, Dismissal not Defence to Subsequent Action | 183(R) | 8.4 |
| Costs - Deemed Dismissal | 184(R) | 8.5 |
| Costs - Dismissal - Action | 184(R) | 8.5 |
| Costs - Dismissal of Action - Delay - Any Party May Make Motion | 184(R) | 8.5 |
| Delay - Dismissal of Action - Costs of Deemed Dismissal - Any Party May Make Motion | 184(R) | 8.5 |
| Dismissal of Action - Delay - Costs of Deemed Dismissal - Any Party May Make Motion | 184(R) | 8.5 |
| Dismissal of Action for Delay - Costs | 184(R) | 8.5 |
| Dismissal of Action for Delay - Crossclaim / Third party claim deemed dismissed - Costs | 184(R) | 8.5 |
| Discontinuing / Withdrawal of Action (R. 23)   SEE ALSO: Abandonment of application (R. 38)  SEE ALSO: Abandonment of action (R. 48.15)  SEE ALSO: Dismissal of action for delay (R. 24) | 183(R) 183(L-R) 183(L) | 7 8 8 |
| Delay - Dismissal of Action - Test - Court's Discretion to Dismiss | 184(R) | 8.6 |
| Dismissal of Action - Delay - Test - Court's Discretion to Dismiss | 184(R) | 8.6 |
| Dismissal of Action for Delay - Test - P: reasonable excuse; D: prejudiced by P’s delay | 184(R) | 8.6 |
| Dismissal of Action for Delay - Court's discretion | 184(R) | 8.6 |
| Dismissal of Action for Delay - Material on motion | 184(R) | 8.7 |
| Dismissal of Action for Delay - Motion - Material | 184(R) | 8.7 |
| Dismissal of Action for Delay - Motion - Material - Defendant (affidavit and evidence of prejudice) | 184(R) | 8.7 |
| Dismissal of Action for Delay - Motion - Material - Plaintiff (affidavit explaining delay, respond to allegation of prejudice) | 184(R) | 8.7 |
| Delay - Dismissal of Action - Material on Motion, Affidavit Materials - P/D | 184(R) | 8.7 |
| Dismissal of Action - Delay - Material on Motion, Affidavit Materials - P/D | 184(R) | 8.7 |
| Material on Motion - Dismissal of Action - Delay - Affidavit Materials - P/D | 184(R) | 8.7 |
| Action - Abandonment of (R. 48.15)  SEE: Dismissal of Action for Delay  SEE ALSO: Dismissal of Action for Delay | 184(R)  227(R) | 8.8  4.2 |
| Dismissal of Action for Delay - Dismissal by registrar (R. 48.14) | 184(R) | 8.8 |
| Abandonment of Action (R. 48.15)  SEE ALSO: Dismissal of Action for Delay | 184(R)  227(R) | 8.8  4.2 |
| Delay - Dismissal of Action - Registrar No Discretion Unless Court Order | 184(R) | 8.8 |
| Dismissal of Action - Delay - Registrar No Discretion Unless Court Order | 184(R) | 8.8 |
| Dismissal of Action for Delay - Registrar Dismissal (R. 48.14) | 184(R) | 8.8 |
| Registrar - Dismissal of Action - Delay - No Discretion Unless Court Order | 184(R) | 8.8 |
| Counterclaim, Cross Claim, 3rd Pty - D can Counterclaim, Cross Claim, or 3rd Pty Claim | 185(L) | 1 |
| Subsidiary Claims - counterclaims, crossclaims, and third party claims | 185(L) | 1 |
| Counterclaim - Generally (r. 27.01) | 185(L) | 2 |
| Counterclaim - D's Right to | 185(L) | 2 |
| Counterclaim - Right to | 185(L) | 2 |
| Counterclaim - Joining a Party - Any necessary or property party may join D (r. 27.01) | 185(L) | 2.1 |
| Counterclaim - Joining parties, by (R. 27.01(2)) | 185(L) | 2.1 |
| Joinder - Counterclaim, by | 185(L) | 2.1 |
| Joining a Party - Counterclaim - Who D May Join | 185(L) | 2.1 |
| Co-Counterclaimant - Explanation  SEE: Counterclaim - Co-counterclaimant - Explanation | 185(L) | 2.1.1 |
| Co-Counterclaimant - Counterclaim - Joining a Party - D can Join Co-Counterclaimant | 185(L) | 2.1.1 |
| Counterclaim - Co-counterclaimant - Explanation | 185(L) | 2.1.1 |
| Counterclaim - Joining a Party - D can Join Co-Counterclaimant | 185(L) | 2.1.1 |
| Counterclaim - Separate trial if would unduly complicate or delay main action (R. 27.08) | 185(L-R) | 2.2 |
| Counterclaim - Separate Trials - When Separate Trial is Appropriate | 185(L-R) | 2.2 |
| Counterclaim - Trial: separate or w/ main action? (R. 27.08) | 185(L-R) | 2.2 |
| Separate Trials - Counterclaim - When Separate Trial Appropriate | 185(L-R) | 2.2 |
| Dismissal - Counterclaim - If D Fails to Attend at Trial | 185(R) | 2.3 |
| Counterclaim - Dismissal (R. 52.01(2)(b)) | 185(R) | 2.3 |
| Counterclaim - Dismissal, If D Fails to Attend at Trial | 185(R) | 2.3 |
| Counterclaim - Failure to attend (dismissal) (R. 52.01(2)(b)) | 185(R) | 2.3 |
| Counterclaim - D can Proceed When Main Action Dismissed/Discontinued | 185(R) | 2.4 |
| Counterclaim - Discontinuance/Dismissal of Action, Effect | 185(R) | 2.4 |
| Counterclaim - Discontinuance/Dismissal of main action, effect of | 185(R) | 2.4 |
| Discontinuance/Dismissal of Action - Counterclaim - D May Proceed with Counterclaim | 185(R) | 2.4 |
| Counterclaim - Pleadings | 185(R) | 2.5 |
| Pleadings - Counterclaim  SEE: Counterclaim - Pleadings | 185(R) | 2.5 |
| Counterclaim - Service - Counterclaim and SoD in same document (r. 27) | 185(R) | 2.5.1 |
| Counterclaim - Pleadings - Service - Existing party (Form 27A)  SEE ALSO: Counterclaim – R. 27.04: deliver w/ SOD, w/in 20 days of delivery of SOC, or 10 days after NOID, w/ SOD) | 185(R)  167(R)-168(L) | 2.5.1  3.4 |
| Counterclaim - Pleadings - Service - Statement of Defence and Counterclaim (R. 27.02) | 185(R) | 2.5.1 |
| Counterclaim - Pleadings - Statement of Defence and Counterclaim (RR. 27.02, 27.04)  SEE ALSO: Counterclaim – R. 27 | 185(R)  167(R)-168(L) | 2.5.1  3.4 |
| Counterclaim - Service Requirements for Pleadings | 185(R) | 2.5.1 |
| Counterclaim - Service Where Counterclaim Against new Party | 183(R) | 2.5.1 |
| Counterclaim - Service Where Counterclaim Against P or Party | 185(R) | 2.5.1 |
| Counterclaim - Timeline - Service - Statement of Defence and Counterclaim - on Existing party (Form 27A) (27.02)  SEE ALSO: Counterclaim – R. 27 - (R. 27.04: deliver w/ SOD, w/in 20 days of delivery of SOC, or 10 days after NOID, w/ SOD) | 185(R)  167(R)-168(L) | 2.5.1  3.4 |
| Counterclaim - Timeline - Service - Statement of Defence and Counterclaim - on New party (Form 27B) (R. 27.02)  SEE ALSO: Counterclaim – R. 27 - (R. 27.04: originating process, so must be issued + served w/ all pleadings w/in 30 days of issue) | 185(R)  167(R)-168(L) | 2.5.1  3.4 |
| Pleadings - Counterclaims - Service Requirements | 185(R) | 2.5.1 |
| Service - Counterclaim - Pleadings | 185(R) | 2.5.1 |
| Statement of Defence and Counterclaim (R. 27.02)  SEE: Counterclaim - Pleadings - Service  SEE: Counterclaim - Pleadings - Statement of Defence and  Counterclaim (R. 27.02) | 185(R)  167(R)-168(L) | 2.5.1  3.4 |
| Counterclaim - Pleadings - Defence to Counterclaim (R. 27.05)  SEE: Counterclaim - Pleadings - Response | 185(R)-186(L) | 2.5.2 |
| Defence to Counterclaim  SEE: Counterclaim - Pleadings - Response  SEE: Counterclaim - Timeline - Response | 185(R)-186(L)  167(R) | 2.5.2  3.2 |
| Counterclaim - Response, Where D to Counterclaim already Party - 20/40/60 Days | 185(R)-184(L) | 2.5.2 |
| Counterclaim - Response, Where P replies to Main Action | 183(R)-186(L) | 2.5.2 |
| Defence to Counterclaim - Counterclaim - Response - Timing | 185(R)-186(L) | 2.5.2 |
| Response - Counterclaim - Defence to Counterclaim | 185(R)-186(L) | 2.5.2 |
| Counterclaim - Pleadings - Reply and Defence to Counterclaim (R. 27.05(2))  SEE: Counterclaim - Pleadings - Response - Existing Party | 185(R)-186(L) | 2.5.2 |
| Counterclaim - Pleadings - Response - Existing party - Reply and Defence to Counterclaim  (R.27.05(1): w/in 20 days of service of the SOD and counterclaim; if Reply, include) | 185(R)-186(L) | 2.5.2 |
| Counterclaim - Timeline - Defence to counterclaim (R. 27.05)  SEE: Counterclaim - Timeline - Response | 185(R)-186(L) | 2.5.2 |
| Counterclaim - Timeline - Response - by Existing party - Reply and Defence to Counterclaim  (R.27.05(1): deliver w/ reply, w/in 20 days of service of the SOD and counterclaim) | 185(R)-186(L)  167(R) | 2.5.2  3.2 |
| Pleadings - Timeline - Reply and Defence to Counterclaim | 185(R)-186(L) | 2.5.2 |
| Reply and Defence to Counterclaim | 185(R)-186(L) | 2.5.2 |
| Counterclaim - Pleadings - Response - New party - Defence to Counterclaim  (R.27.05(3): w/in 20 days of service of the SOD and counterclaim if resident in ON) | 185(R)-186(L)  167(R) | 2.5.2  3.2 |
| Counterclaim - Response, Where D to Counterclaim not Party | 185(R)-184(L) | 2.5.2 |
| Counterclaim - Timeline - Response - by New party - Defence to Counterclaim  (R.27.05(3): w/in 20 days of service of the SOD and counterclaim if resident in ON) | 186(R)-184(L) | 2.5.2 |
| Counterclaim - Pleadings - Service - New Party (Form 27B) (R. 27.04)  (R. 27.04: originating process, so must be issued + served w/ all pleadings w/in 30 days of issue) | 185(L)  167(R)-168(L) | 2.5.1  3.4 |
| Counterclaim - Set off | 186(L) | 2.6 |
| Counterclaim - Set-off - Where Set-off Appropriate | 186(L) | 2.6 |
| Counterclaim - Stay - Circs Where Main Action Stayed | 186(L) | 2.6 |
| Counterclaim - Stay of (main action, execution) | 186(L) | 2.6 |
| Set-off - Counterclaim - Where Set-off Appropriate | 186(L) | 2.6 |
| Stay - Counterclaim - Circs Where Main Action Stayed | 186(L) | 2.6 |
| Counterclaim - Counterclaiming D can Reply to Defence - 10 Days | 186(L) | 2.5.3 |
| Counterclaim - Pleadings - Reply - Reply to Defence to Counterclaim  (R. 27.06: w/in 10 days after being served w/ defence to counterclaim) | 186(L) | 2.5.3 |
| Counterclaim - Pleadings - Reply to Defence to Counterclaim (R. 27.06)  SEE: Counterclaim - Pleadings - Reply | 186(L) | 2.5.3 |
| Counterclaim - Timeline - Reply to Defence to Counterclaim  (R. 27.06: w/in 10 days after being served w/ defence to counterclaim) | 186(L) | 2.5.3 |
| Pleadings - Timeline - Reply to Defence to Counterclaim | 186(L) | 2.5.3 |
| Reply to Defence to Counterclaim | 186(L) | 2.5.3 |
| Reply to Defence to Counterclaim - Counterclaim - 10 Days | 186(L) | 2.5.3 |
| Amendment - Counterclaim - Amend to Add Counterclaim to Defence | 186(L) | 2.5.4 |
| Counterclaim - Amend to Add Counterclaim to Defence | 186(L) | 2.5.4 |
| Counterclaim - Amendment (to SOD to add counterclaim) (R. 27.07) | 186(L) | 2.5.4 |
| Counterclaim - Pleadings - Amendment (to SOD) (R. 27.07) | 186(L) | 2.5.4 |
| Statement of Defence - Amendment - to add Counterclaim (R. 27.07) | 186(L) | 2.5.4 |
| Crossclaim | 186(R) | 3 |
| Crossclaim - General | 186(R) | 3 |
| Crossclaim - Explanation of | 186(R) | 3 |
| Originating Process - Crossclaim - Crossclaim not an originating Process | 186(R) | 3 |
| Co-Defendant - Crossclaim - When Available Against Co-Defendant | 186(R) | 3.1 |
| Crossclaim - Availability - When Available Against Co-Defendant | 186(R) | 3.1 |
| Crossclaim - Availability (R. 28.01) | 186(R) | 3.1 |
| Counterclaim - Crossclaim, vs. | 186(R) | 3.2 |
| Counterclaim - vs. Crossclaim | 186(R) | 3.2 |
| Crossclaim - Counterclaim, vs. | 186(R) | 3.2 |
| Crossclaim - vs. Counterclaim | 186(R) | 3.2 |
| Crossclaim vs. Counterclaim - Crossclaim vs. Counterclaim | 186(R) | 3.2 |
| Dicontinuing/Dismissal of Action - Crossclaim - CrosClaim Dismissed 30 Days After | 187(L) | 3.3 |
| Crossclaim - Discontinuance / dismissal of main action | 187(L) | 3.3 |
| Crossclaim - Discontinuing/Dismissing Main Action, Effect of - 30 Days | 187(L) | 3.3 |
| Crossclaim - Dismissal / discontinuance of main action | 187(L) | 3.3 |
| Crossclaim - Effect of dismissal / discontinuance of main action | 187(L) | 3.3 |
| Crossclaim - Right | 187(L) | 3.4.1 |
| Crossclaim - Pleadings - Statement of Defence and Crossclaim (Form 28A) (R. 28.02)  (deliver w/in 20 days of delivery of SOC, or 10 days after NOID, w/ SOD) | 187(L) | 3.4.1 |
| Crossclaim - Service / Notice Time Requirements | 187(L) | 3.4.1 |
| Crossclaim - Timeline - Statement of Defence and Crossclaim (R. 28.02)  (deliver w/in 20 days of delivery of SOC, or 10 days after NOID, w/ SOD) | 187(L) | 3.4.1  3.5 |
| Notice - Crossclaim | 187(L) | 3.4.1 |
| Service - Crossclaim | 187(L) | 3.4.1 |
| Statement of Defence and Crossclaim (RR. 28.02, 28.04(1)-(2))  SEE: Crossclaim - Pleadings - Statement of Defence and  Crossclaim | 187(L) | 3.4.1 |
| Defence to Crossclaim (RR. 28.05, 28.06)  SEE: Crossclaim - Pleadings - Response - Defense to Crossclaim  SEE: Crossclaim - Timeline - Defence to Crossclaim | 187(L)  168(L) | 3.4.2  3.5.1 |
| Crossclaim - Pleadings - Response - Defense to Crossclaim (Form 28B)  (w/in 20 days of service of the SOD and crossclaim) | 187(L) | 3.4.2 |
| Crossclaim - Response - D by Crossclaim can Defend CC and P's Claim in Main Action | 187(L) | 3.4.2 |
| Crossclaim - Response/Defence Time Requirements - 20 Days | 187(L) | 3.4.2 |
| Crossclaim - Timeline - Response - Defence to main action (R. 28.06(1)) | 187(L)  168(L) | 3.4.2  3.5.1 |
| Crossclaim - Timeline - Response - Defense to Crossclaim (Form 28B)  (R. 28.05: deliver w/in 20 days of service of the SOD and crossclaim) | 187(L)  168(L) | 3.4.2  3.5.1 |
| Crossclaim Defence - Timeline  SEE: Crossclaim - Timeline - Response | 187(L)  168(L) | 3.4.2  3.5.1 |
| Defence to Crossclaim - Crossclaim - Response | 187(L) | 3.4.2 |
| Crossclaim - Bound by main action | 187(L) | 3.4.3 |
| Crossclaim - Defendant by Crossclaim - Bound by any order | 187(L) | 3.4.3 |
| Crossclaim - Crossclaim D bound by Main Action Determination | 187(L) | 3.4.3 |
| Crossclaim - Contribution - Joint and several liability | 187(R) | 3.5 |
| Crossclaim - Joint and several liability - Contribution | 187(R) | 3.5 |
| Negligence Act - Joint and Several Liability - Contribution - Crossclaim | 187(R) | 3.5 |
| Contribution from Co-Defendant - Crossclaim | 187(R) | 3.4.4 |
| Crossclaim - Contribution / Indemnity from co-defendant - Defence not required | 187(R) | 3.4.4 |
| Crossclaim - Defence not Required Where | 187(R) | 3.4.4 |
| Crossclaim - Indemnity / Contribution from co-defendant - Defence not required | 187(R) | 3.4.4 |
| Defence to Crossclaim - Crossclaim - Not Required Where | 187(R) | 3.4.4 |
| Indemnity from Co-Defendant - Crossclaim | 187(R) | 3.4.4 |
| Contribution - Negligence Act - Crossclaim - Joint Tortfeasors | 187(R)-188(L) | 3.5 |
| Crossclaim - Negligence Act - Contribution from co-D Must be Crossclaimed | 187(R)-188(L) | 3.5 |
| Crossclaim - Negligence Act - Joint Tortfeasors - Proportionate Recovery | 187(R)-188(L) | 3.5 |
| Joint Tortfeasors - Negligence Act - Crossclaim - Proportionate Recovery | 187(R)-188(L) | 3.5 |
| Negligence Act - Contribution from co-D Must be Crossclaimed - Joint Tortfeasors | 187(R)-188(L) | 3.5 |
| Negligence Act - Joint Tortfeasors - Crossclaim - Proportionate Recovery | 187(R)-188(L) | 3.5 |
| Crossclaim - Contribution - Negligence Act | 187(R)-188(L) | 3.5 |
| Crossclaim - Negligence Act - Contribution | 187(R)-188(L) | 3.5 |
| Crossclaim - Proportional recovery - Negligence Act | 187(R)-188(L) | 3.5 |
| Negligence Act - Contribution - Crossclaim | 187(R)-188(L) | 3.5 |
| Negligence Act - Crossclaim - Contribution | 187(R)-188(L) | 3.5 |
| Negligence Act - Proportional recovery | 187(R)-188(L) | 3.5 |
| Proportional Recovery - Contribution - Crossclaim | 187(R)-188(L) | 3.5 |
| Crossclaim - Third Party Claim, vs. | 188(L-R) | 4.2 |
| Crossclaim - vs. Third Party Claim. | 188(L-R) | 4.2 |
| Crossclaim vs. Third Party Claim - Third Party Claim vs. Crossclaim | 188(L-R) | 4.2 |
| Third Party Claim - Crossclaim, vs. | 188(L-R) | 4.2 |
| Third Party Claim - vs. Crossclaim | 188(L-R) | 4.2 |
| Third Party Claim vs Crossclaim | 188(L-R) | 4.2 |
| Third Party Claim - Counterclaim by 3rd Party | 190(L-R) | 4.9 |
| Third Party Claim - Pleading - Counterclaim by Third Party - Against D (R. 27.10) | 190(L-R) | 4.9 |
| Third Party Claim - Pleading - Counterclaim by Third Party - Against P (R. 27.01(2)) | 190(L-R) | 4.9 |
| Subsequent Party Claims   SEE: Third Party Claim | 188(L) | 4 |
| Third Party Claim - Generally | 188(L) | 4 |
| Third Party Claim - Explanation of | 188(L) | 4 |
| Third Party Claim - Originating Process | 188(L) | 4 |
| Third Party Claim - Availability (R. 29.01) | 188(L) | 4.1 |
| Third Party Claim - Availability of | 188(L) | 4.1 |
| Discontinuance/Dismissal of Action - Third Party Claim - Deemed Dismissal After 30 Days | 188(R) | 4.3 |
| Third Party Claim - Discontinuance or dismissal of action (deemed dismissed after 30 days) | 188(R) | 4.3 |
| Third Party Claim - Discontinuance/Dismissal of Main Action, Effect of - 30 Days | 188(R) | 4.3 |
| Third Party Claim - Objectives/purpose | 188(R) | 4.4 |
| Third Party Claim - Function of | 188(R) | 4.4 |
| Third Party Claim - Objectives of | 188(R) | 4.4 |
| Third Party Claim - Purpose of | 188(R) | 4.4 |
| Third Party Claim - Pleading | 188(R) | 4.5 |
| Pleadings - Third Party Claim - Issuance - Timing - 10 Days | 188(R)-189(L) | 4.5.1 |
| Third Party Claim - Issuance - Timing of - 10 Days - Pleadings | 188(R)-189(L) | 4.5.1 |
| Third Party Claim - Pleading - Third Party Claim (Form 29A) | 188(R)-189(L) | 4.5.1 |
| Third Party Claim - Timeline - Third Party Claim - Issuance  (w/in 10 days after defendant delivers SOD, or w/in 10 days after plaintiff delivers reply) | 188(R)-189(L) | 4.5.1 |
| Third Party Claim - Defence - Timelines for Delivery of Defence - 20/40/60 Days | 189(L-R) | 4.6 |
| Third Party Claim - Defence (Form 29B) | 189(L-R) | 4.6 |
| Third Party Claim - Pleading - Third Party Defence (Form 29B) (R. 29.03) | 189(L-R) | 4.6 |
| Third Party Claim - Timeline - Third Party Defence (R. 29.03)  (w/in 20 days after service of the third party claim, where third party served in ON) | 189(L-R) | 4.6 |
| Third Party Defence  SEE: Third Party Claim - Pleading - Third Party Defence | 189(L-R) | 4.6 |
| Third Party Claim - Issuance - Time Extension for Issuance | 189(L) | 4.5.2 |
| Third Party Claim - Pleading - Third Party Claim - Notice not required | 189(L) | 4.5.2 |
| Third Party Claim - Timeline - Third Party Claim - Issuance - Extension | 189(L) | 4.5.2 |
| Time extension for Issuance - Third Party Claim - Pleadings | 189(L) | 4.5.2 |
| Service - Third Party Claim - 30 Days | 189(L) | 4.5.3 |
| Third Party Claim - Service | 189(L) | 4.5.3 |
| Third Party Claim - Service Requirements - 30 Days | 189(L) | 4.5.3 |
| Third Party Claim - Timeline - Third Party Claim - Service - Outside ON (R. 17.02(q)) | 189(L) | 4.5.3 |
| Third Party Claim - Timeline - Third Party Claim - Service (R. 29.02)  (w/in 30 days after the third party claim is issued, with all pleadings in main action, also on all other parties | 189(L) | 4.5.3 |
| Counterclaim - Court file number (same as main action | 189(L) | 4.5.4 |
| Court File Number - Third Party Claim - Same as Main Action + A/B/C etc | 189(L) | 4.5.4 |
| Crossclaim - Court file number (same as main action) | 189(L) | 4.5.4 |
| Third Party Claim - Court File Number (Same as Main Action + A/B/C etc) | 189(L) | 4.5.4 |
| Third Party Claim - Court file number (same as main action, w/ letters) | 189(L) | 4.5.4 |
| Notice - Third Party Claim - Defence - 3rd Party Entitled to Notice After Delivering Defence | 189(R) | 4.6.1 |
| Third Party Claim - Consequences of defence | 189(R) | 4.6.1 |
| Third Party Claim - Defence - Consequences | 189(R) | 4.6.1 |
| Third Party Claim - Defence - Rights/Responsibilities of 3rd Party D | 189(R) | 4.6.1 |
| Third Party Claim - Pleading - Third Party Defence - Consequences of defence (R. 29.06) | 189(R) | 4.6.1 |
| Pleadings - Third Party Claim - Defending Main Action | 189(R) | 4.7 |
| Third Party Claim - Defending Main Action - Third (and Subsequent) Party can Defend Main Action | 189(R) | 4.7 |
| Third Party Claim - Pleading - Defence to Main Action | 189(R) | 4.7 |
| Third Party Claim - Pleading - Third Party Defence to Main Action | 189(R) | 4.7 |
| Third Party Claim - Pleadings - Statement of Defence of the Third Party in the Main Action | 189(R) | 4.7 |
| Counterclaim - Third Party Claim - Counterclaim by Third Party | 190(L-R) | 4.9 |
| Defences - Third Party Claim - Defending Main Action - Defences availabl | 190(L) | 4.7.1 |
| Third Party Claim - Defending Main Action - Can Only have Defences Open to Main Action Defendant | 190(L) | 4.7.1 |
| Third Party Claim - Pleading - Defences limited | 190(L) | 4.7.1 |
| Third Party Claim - Pleading - Third Party Defence - Limited | 190(L) | 4.7.1 |
| Reply - Third Party Claim - Reply to Third Party Defence, Timing - 10 Days | 190(L) | 4.8 |
| Reply to Third Party Defence  SEE: Third Party Claim - Pleading - Reply to Third Party | 190(L) | 4.8 |
| Statement of Defence of Third Party in the Main Action  SEE: Third Party Claim - Pleadings - Third Party Defence to Main  Action | 190(L) | 4.8 |
| Third Party Claim - Pleading - Reply to Third Party Defence (Form 29C) | 190(L) | 4.8 |
| Third Party Claim - Pleading - Reply to Third Party Defence (Form 29C) - By Plaintiff (R. 29.05(4)) | 190(L) | 4.8 |
| Third Party Claim - Pleading - Reply to Third Party Defence (Form 29C) - By Defendant (R. 29.04) | 190(L) | 4.8 |
| Third Party Claim - Reply to Third Party Defence, Timing of - 10 Days | 190(L) | 4.8 |
| Third Party Claim - Timeline - Reply to Third Party Defence - By defendant (R. 29.04)  (w/in 10 days after service of the third party defence) | 190(L) | 4.8 |
| Third Party Claim - Timeline - Reply to Third Party Defence to main action - By plaintiff (R. 29.05(4))  (w/in 10 days after service of the statement of defence) | 190(L) | 4.8 |
| Independent Claim - Third Party Claim - Defending Main Action - Inappropriate for 3rd Pty to Defend Main Action | 190(L) | 4.7.2 |
| Third Party Claim - Defending Main Action - Inappropriate for 3rd Pty to Defend Main Action | 190(L) | 4.7.2 |
| Third Party Claim - Independent claims (inappropriate to defend main action) | 190(L) | 4.7.2 |
| Third Party Claim - Pleading - Defence to Main Action - Inappropriate | 190(L) | 4.7.2 |
| Third Party Claim - Pleading - Third Party Defence to Main Action - When inappropriate | 190(L) | 4.7.2 |
| Third Party Claim - Consequences of defending main action (R. 29.05(2)) | 190(L) | 4.7.3 |
| Third Party Claim - Defending Main Action - Consequences (R. 29.05(2)) | 190(L) | 4.7.3 |
| Third Party Claim - Defending Main Action - Same Rights/Obligations as D in Main Action | 190(L) | 4.7.3 |
| Third Party Claim - Pleading - Defence to Main Action - Consequences (same rights and obligations as defendant) | 190(L) | 4.7.3 |
| Third Party Claim - Pleading - Third Party Defence to Main Action - Consequences (same rights and obligations as defendant) (R. 29.05(2)) | 190(L) | 4.7.3 |
| Third Party Claim - Bound by main action | 190(L) | 4.7.4 |
| Third Party Claim - Consequences (bound by main action) | 190(L) | 4.7.4 |
| Third Party Claim - Trial Procedure (R. 29.08) (immediately following) | 190(R) | 4.10 |
| Trial - Third Party Claim - immediately After Main Action on Trial list | 190(R) | 4.10 |
| Third Party Claim - Trial of Third Party Claim, Where Appropriate - Immediately After Main Action | 190(R) | 4.10 |
| Third Party Claim - Delay or Prejudice to Plaintiff (R. 29.09) | 190(R) | 4.11 |
| Third Party Claim - Plaintiff - Delay or Prejudice (R. 29.09) | 190(R) | 4.11 |
| Third Party Claim - Prejudice or Delay to Plaintiff (R. 29.09) | 190(R) | 4.11 |
| Third Party Claim - Prejudice/delay, P's Right not to Experience | 190(R) | 4.11 |
| Negligence Act - Contribution - Third Party Claim  (if P objects to adding D2 so that D1 may crossclaim against D2; D1 may bring them in as a 3P) | 190(R) | 4.12 |
| Negligence Act - Third Party Claim - Statutory Third Party | 190(R) | 4.12 |
| Statutory Third Party - Negligence Act - Contribution | 190(R) | 4.12 |
| Third Party Claim - Contribution - Negligence Act (if P objects to adding D2 so that D1 may crossclaim against D2; D1 may bring them in as a third party) | 190(R) | 4.12 |
| Third Party Claim - Statutory third party - Negligence Act | 190(R) | 4.12 |
| Third Party Claim - Statutory Third Party, Negligence Act | 190(R) | 4.12 |
| Counterclaim - Simplified Procedure (R. 76) | 190(R) | 4.13 |
| Crossclaim - Simplified Procedure (R. 76) | 190(R) | 4.13 |
| Simplified Procedure - Third Party Claim - Subsidiary Claims Tried Under | 190(R) | 4.13 |
| Third Party Claim - Simplified Procedure (R. 76) | 190(R) | 4.13 |
| Third Party Claim - Simplified Procedure, Subsidiary Claims Tried Under | 190(R) | 4.13 |
| Lawyer - Duties - Not to Undertake Unnecessary Motions | 191(L) | 1 |
| Motions | 191(L) | 1 |
| Motions - Definition | 191(L) | 1 |
| Motions - Abuse of Court Process, don't Abuse - ROPC 4 | 191(L) | 1 |
| Motions - Definition of Motion | 191(L) | 1 |
| Motions - Duty not to Undertake Unnecessary Motions | 191(L) | 1 |
| Motions - Lawyer’s Duty not to Undertake Unnecessary Motions | 191(L) | 1 |
| Motions - Moving / Responding Parties, Def | 191(L) | 1 |
| Motions - Moving Party - Definition | 191(L) | 1 |
| Motions - Notice of Motion (Form 37A) | 191(L) | 1 |
| Motions - Party, Moving | 191(L) | 1 |
| Motions - Party, Responding | 191(L) | 1 |
| Motions - Responding Party - Definition | 191(L) | 1 |
| Moving Party - Motions - Definition | 189(L) | 1 |
| Notice of - Motion (Form 37A)  SEE: Motions - Notice of Motion | 191(L)  192(L) | 1  2.5 |
| Responding Party - Motions - Definition | 191(L) | 1 |
| Motions - Procedure - Generally Governed by r. 37 | 191(L) | 2 |
| Motions - Procedure - Rule 37 | 191(L) | 2 |
| Case Management - Motions - Procedure - Rule 77 | 191(L) | 2.1 |
| Motions - Case Management  SEE: Case Management - Motions | 191(L)  281(L) | 2.1  3.2.4 |
| Motions - Procedure - Case Management - Rule 77 | 191(L) | 2.1 |
| Motions - Practice Directions | 191(R) | 2.2 |
| Motions - Procedure - Practice Directions In certain Regions | 191(R) | 2.2 |
| Practice Directions - Motions - Procedure | 191(R) | 2.2 |
| Motions - Local Practice | 191(R) | 2.3 |
| Motions - Procedure - Local Practice in Some Areas | 191(R) | 2.3 |
| Motions - Timing (not after action set down for trial) | 191(R)-192(L) | 2.4 |
| Motions - Timing of Motions - When it can be Brought | 191(R)-192(L) | 2.4 |
| Timing of Motions (not after action set down for trial)  SEE: Motions - Timing | 191(R)-192(L) | 2.4 |
| Motions - Timing - Before Proceeding Commenced (e.g. injunction, leave to commence derivative action under OBCA) | 192(L) | 2.4.1 |
| Motions - Timing - Pre-Judgement | 192(L) | 2.4.1 |
| Motions - Timing of Motions - Pre-Proceeding (In Urgent Case; Derivative Action) | 192(L) | 2.4.1 |
| Motions - Notice of Motion - Contents of | 192(L) | 2.5 |
| Motions - Notice of Motion, Content of | 192(L) | 2.5 |
| Notice - Motion | 192(L) | 2.5 |
| Motions - Timing - After Judgment | 192(L) | 2.4.2 |
| Motions - Timing - Post-Judgment | 192(L) | 2.4.2 |
| Motions - Timing of Motions - Post-Judgment (ex. Enforcement of  Orders) | 192(L) | 2.4.2 |
| Filing of Notice of Motions  SEE: Motions - Notice of Motion - Service & Filing | 192(L) | 2.6 |
| Motions - Notice of Motion - Service & Filing  SEE: Motions - Service & Filing - Notice of Motion | 192(L) | 2.6 |
| Pleadings - Timeline - Motions | 192(L) | 2.6 |
| Service of Notice of Motions  SEE: Motions - Notice of Motion - Service & Filing | 192(L) | 2.6 |
| Ex parte (no Notice Needed) - Motions - Service | 192(L) | 2.6.1 |
| Motions - Ex Parte (no notice) | 192(L) | 2.6.1 |
| Motions - Notice of Motion Notice Not Required (ex parte) | 192(L) | 2.6.1 |
| Motions - Service - Ex parte (no Notice Needed) | 192(L) | 2.6.1 |
| Motions - Service - Who, Person/Party to be Served | 192(L) | 2.6.1 |
| Motions - Service & Filing - Notice of Motion - Who must be Served | 192(L) | 2.6.1 |
| Service - Motions - Ex parte (no Notice Needed) | 192(L) | 2.6.1 |
| Service - Motions - Service - Ex parte (no Notice Needed) | 192(L) | 2.6.1 |
| Service - Motions - Who, Person/Party to be Served | 192(L) | 2.6.1 |
| Motions - Notice of Motion - Service & Filing - Failure to Serve | 192(R) | 2.6.2 |
| Motions - Service - No Notice Consequences, Court can Dismiss, Adjourn, Direct Service | 192(R) | 2.6.2 |
| Service - Motions - No Notice Consequences, Court can Dismiss, Adjourn, Direct Service | 192(R) | 2.6.2 |
| Motions - Notice not Required  SEE ALSO: Motions - Ex Parte | 192(R)  192(L) | 2.6.3  2.6.1 |
| Motions - Service - Notice, Many Motions don't Require Notice | 192(R) | 2.6.3 |
| Motions - Service - Without-Notice Motion, Requires Full and Fair disclosure | 192(R) | 2.6.3 |
| Motions - Where Notice not Required  SEE ALSO: Motions - Ex Parte | 192(R)  192(L) | 2.6.3  2.6.1 |
| Service - Motions - Notice, Many Motions don't Require Notice | 192(R) | 2.6.3 |
| Service - Motions - Without-Notice Motion, Requires Full and Fair disclosure | 192(R) | 2.6.3 |
| Motions - Service - Days, How to Count for Service Purpose | 192(R) | 2.6.4 |
| Motions - Service - Time Requirements - 7 Days | 192(R) | 2.6.4 |
| Motions - Service & Filing - Notice of Motion - Timelines | 192(R) | 2.6.4 |
| Motions - Timelines  SEE: Motions - Notice of Motion - Service & Filing - Timelines | 192(R) | 2.6.4 |
| Service - Motions - Days, How to Count for Service Purpose | 192(R) | 2.6.4 |
| Service - Motions - Time Requirements - 7 Days | 192(R) | 2.6.4 |
| Motions - Service - Where Service not Required, Notice Filed at/Before Hearing | 192(R) | 2.6.5 |
| Motions - Service & Filing - Notice of Motion - Where Service not Required | 192(R) | 2.6.5 |
| Service - Motions - Where Service not Required, Notice Filed at/Before Hearing | 192(R) | 2.6.5 |
| Motions - Service - Extension/abridgment of Time, Court May grant | 192(R) | 2.6.6 |
| Motions - Service & Filing - Notice of Motion - Timelines - Extension of | 192(R) | 2.6.6 |
| Service - Motions - Extension/abridgment of Time, Court May grant | 192(R) | 2.6.6 |
| Motions - Location (r. 37.03) | 192(R) | 2.7 |
| Motions - Place Brought and Heard (r. 37.03) | 192(R) | 2.7 |
| Motions - Place of Hearing (r. 37.03) | 192(R) | 2.7 |
| Judge - Jurisdiction - Motions (r. 37.02) | 193(L) | 2.8 |
| Jurisdiction - Judge - Motions | 193(L) | 2.8 |
| Jurisdiction - Master - Motions | 193(L) | 2.8 |
| Jurisdiction - Motions | 193(L) | 2.8 |
| Master - Motions - Jurisdiction of Master | 193(L) | 2.8 |
| Motions - Judge - Jurisdiction | 193(L) | 2.8 |
| Motions - Jurisdiction of Judge | 193(L) | 2.8 |
| Motions - Jurisdiction of Master | 193(L) | 2.8 |
| Motions - Jurisdiction, of judge and master | 193(L) | 2.8 |
| Motions - Master - Jurisdiction | 193(L) | 2.8 |
| Injunctions - Interlocutory - Motion for (r. 40.02) | 193(L) | 2.8.1 |
| Interlocutory Injunction - Judge Hears; Conditions for (r. 40.02) | 193(L) | 2.8.1 |
| Interlocutory Injunction - Motion for (r. 40.02) | 193(L) | 2.8.1 |
| Interlocutory Injunction - Order as to Damages (r. 40.02) | 193(L) | 2.8.1 |
| Motions - Interlocutory Injunction (to judge & w/o notice) (r. 40.02) | 193(L) | 2.8.1 |
| Motions - Interlocutory Injunction, Judge Hears; Conditions for (r. 40.02) | 193(L) | 2.8.1 |
| Motions - Interlocutory Injunction, Order as to Damages (r. 40.02) | 193(L) | 2.8.1 |
| Motions - Jurisdiction - Interlocutory Injunction (to judge & w/o notice) (r. 40.02) | 193(L) | 2.8.1 |
| Complicated Proceedings - Motions - Jurisdiction - Heard by particular Judge | 193(L) | 2.8.2 |
| Motions - Complicated Proceedings (1 judge for all proceedings) | 193(L) | 2.8.2 |
| Motions - Jurisdiction - Complicated Proceedings - Heard by particular Judge | 193(L) | 2.8.2 |
| Confirmation of Motion - Motions - Must Provide by 2PM 3 Days Before | 193(R) | 2.10 |
| Confirmation of Motion (R. 37.10.1) | 193(R) | 2.10 |
| Motions - Confirmation of (R. 37.10.1) | 193(R) | 2.10 |
| Motions - Confirmation of Motion, Consequences of Failure to Provide | 193(R) | 2.10 |
| Motions - Confirmation of Motion, Moving Party Must Provide - 2PM 3 Days Before | 193(R) | 2.10 |
| Court - Definition (Includes master) | 193(L-R) | 2.9 |
| Master - Motions - Motion Made to "Court" Made to Master | 193(L-R) | 2.9 |
| Motions - Forum (Judge or Master) | 193(L-R) | 2.9 |
| Motions - Judge - Bringing Motion in Front of | 193(L-R) | 2.9 |
| Motions - Master - Bringing Motion in Front of | 193(L-R) | 2.9 |
| Motions - Motion is Made to, "Court" = Master; otherwise, Judge | 193(L-R) | 2.9 |
| Motions - To Whom Made | 193(L-R) | 2.9 |
| Attendance - Motions - Open to Public unless Exceptions | 193(R) | 2.11 |
| Attendance - Motions - Open to Public unless Exceptions | 193(R) | 2.11 |
| Motions - Attendance by Public | 193(R) | 2.11 |
| Motions - Court May Exclude Public | 193(R) | 2.11 |
| Motions - Public, Open to | 193(R) | 2.11 |
| Motions - When Motion can be Heard w/o Public | 193(R) | 2.11 |
| Motions - Hearing - Public vs. Non-Public | 193(R) | 2.11 |
| Motions - Manner of Hearing - Public vs. Non-Public | 193(R) | 2.11 |
| Motions - Heard in Writing  SEE: Motions - In Writing | 194(L) | 2.12 |
| Motions - In Writing | 194(L) | 2.12 |
| Motions - Writing, On Consent, Procedure for | 194(L) | 2.12 |
| Motions - Writing, On Consent, Unopposed, Without Notice | 194(L) | 2.12 |
| Motions - Writing, Where Issues not Complex, Procedure - 14 Days Notice | 194(L) | 2.12 |
| Motions - Written Hearance, On Consent, Unopposed, Without Notice | 194(L) | 2.12 |
| Writing, Hearing Motion in - Motions - Procedure for | 194(L) | 2.12 |
| Motions - In Writing - Response - Consent, Not Oppose, Motion Record & Factum, or Oral Argument (r. 37.12.1) | 194(L) | 2.12.1 |
| Motions - In Writing - Response - Timelines (r. 37.12.1) | 194(L) | 2.12.1 |
| Motions - Response  SEE: Motions - In Writing - Response (r. 37.12.1) | 194(L) | 2.12.1 |
| Motions - Response / Time Requirements - 10 Days (r. 37.12.1) | 194(L) | 2.12.1 |
| Motions - Timelines - in Writing - Response to (r. 37.12.1) | 194(L) | 2.12.1 |
| Motions - Timelines - Response to Motion in Writing (r. 37.12.1) | 194(L) | 2.12.1 |
| Response - Motion - Timing - 10 Days (r. 37.12.1) | 194(L) | 2.12.1 |
| Motion Record - Motions Contents (r. 37.10) | 194(L-R) | 3.1 |
| Motion Record - Moving Party Reqs - 7 Days b/f Hearing (r. 37.10) | 194(L-R) | 3.1 |
| Motions - Material on a Motion (r. 37.10) | 194(L-R) | 3.1 |
| Motions - Motion Record - Contents (r. 37.10) | 194(L-R) | 3.1 |
| Motions - Motion Record - Moving Party - Contents (r. 37.10)  SEE: Motions - Evidence | 194(L-R) | 3.1 |
| Motions - Motion Record - Moving Party Reqs - 7 Days b/f Hearing (r. 37.10) | 194(L-R) | 3.1 |
| Motions - Pleadings - Part of Court File | 194(R) | 3.2 |
| Motions - Pleadings - Pleadings Form part of Court File | 194(R) | 3.2 |
| Motions - Pleadings - Pleadings From Another Action | 194(R) | 3.2 |
| Pleadings - Motions - Pleadings Form part of Court File | 194(R) | 3.2 |
| Pleadings - Motions - Pleadings From Another Action | 194(R) | 3.2 |
| Motion Record - Motions - Responding Party's Record, When / How to Serve - 4 Days (r. 37.10) | 194(R) | 3.3 |
| Motions - Motion Record - Responding Party (r. 37.10) | 194(R) | 3.3 |
| Motions - Responding Party's Record, When / How to Serve - 4 Days (r. 37.10) | 194(R) | 3.3 |
| Motion Record  SEE: Motions - Motion Record | 194(R)  194(L-R) | 3.3  3.1 |
| Motions - Motion Record - Timeline | 194(R)  194(L-R) | 3.3  3.1 |
| Motions - Timelines - Motion Record | 194(R)  194(L-R) | 3.3  3.1 |
| Motions - Refusals/Undertakings Chart, Responding Party Must Serve - 4 Days bf Hearing | 195(L) | 3.7 |
| Motions - Motion Record - Including Notice of Motion Sufficient for Filing (r. 37.10(4)) | 194(R) | 3.4 |
| Motions - Notice of Motion - Service & Filing - May be Filed as Part of Motion Record (r. 37.10(4)) | 194(R) | 3.4 |
| Motions - Notice of Motion, other Served material - Filed with Motion Record (r. 37.10(4)) | 194(R) | 3.4 |
| Notice - Motion, other Served material - Filed with Motion Record (r. 37.10(4)) | 194(R) | 3.4 |
| Motions - Transcript of Evidence (must be filed if intend to refer to) | 194(R) | 3.5 |
| Motions - Transcript of Evidence, Party Must Provide if will Refer to | 194(R) | 3.5 |
| Factum - Motions - Moving Party's - 7 Days | 195(L) | 3.6 |
| Factum - Motions - Parties to Motion May Serve | 195(L) | 3.6 |
| Factum - Motions - Responding Party's - 4 Days | 195(L) | 3.6 |
| Factum - Motions - Sometimes Mandatory | 195(L) | 3.6 |
| Factums - Motions  SEE: Motions - Factums | 195(L) | 3.6 |
| Motions - Factum Sometimes Mandatory | 195(L) | 3.6 |
| Motions - Factum, Moving Party's - 7 Days | 195(L) | 3.6 |
| Motions - Factum, Parties to Motion May Serve | 195(L) | 3.6 |
| Motions - Factum, Responding Party's - 4 Days | 195(L) | 3.6 |
| Motions - Factums | 195(L) | 3.6 |
| Motions - Factums - Mandatory vs. Optional | 195(L) | 3.6 |
| Motions - Factums - Service & Filing | 195(L) | 3.6 |
| Motions - Factums - Timelines | 195(L) | 3.6 |
| Motions - Service & Filing - Factums | 195(L) | 3.6 |
| Motions - Timelines - Factums | 195(L) | 3.6 |
| Motions - Refusals and Undertakings Chart | 195(L) | 3.7 |
| Motions - Refusals/Undertakings Chart Must set out | 195(L) | 3.7 |
| Motions - Refusals/Undertakings Chart, Moving Party Must Serve - 7 Days bf Hearing | 195(L) | 3.7 |
| Motions - to Compel Answers | 195(L) | 3.7 |
| Motions - to Satisfy Undertakings | 195(L) | 3.7 |
| Refusals and Undertakings Chart - Motions | 195(L) | 3.7 |
| Refusals/Undertakings Chart - Motions - Service | 195(L) | 3.7 |
| Service - Motions - Refusals/Undertakings Chart | 195(L) | 3.7 |
| Undertaking Chart - Refusals | 195(L) | 3.7 |
| Undertakings - Motion to Satisfy | 195(L) | 3.7 |
| Undertakings - Motions - Refusals/Undertakings Chart - Service | 195(L) | 3.7 |
| Motions - Motion Checklist | 195(L-R) | 3.8 |
| Motions - Checklist | 195(L) | 3.8 |
| Motions - Motion Checklist for Moving Party | 195(L) | 3.8 |
| Evidence - Motions - Pleadings not Evidence | 195(R) | 4 |
| Evidence - Motions - Types of Evidence Allowed | 195(R) | 4 |
| Motions - Evidence - Pleadings not Evidence | 195(R) | 4 |
| Motions - Evidence - Types of Evidence Allowed | 195(R) | 4 |
| Motions - Pleadings - Not evidence | 195(R) | 4 |
| Deponent - Defined | 195(R)-196(L) | 4.1 |
| Affidavit | 195(R)-196(L) | 4.1 |
| Affidavit - Definition | 195(R)-196(L) | 4.1 |
| Motions - Affidavits - Generally | 195(R)-196(L) | 4.1 |
| Motions - Affidavits - Hearsay Permissible | 195(R)-196(L) | 4.1 |
| Affidavits - Definition of Affidavit - Motions | 195(R)-196(L) | 4.1 |
| Hearsay - Motions - Affidavits | 195(R)-196(L) | 4.1 |
| Motions - Affidavits - Definition of Affidavit | 195(R)-196(L) | 4.1 |
| Affidavits - Service - Motions - Mover and Opponent, 7 and 4 Days (r. 39.01(2-3)) | 196(L) | 4.1.4 |
| Motions - Affidavits - Service by Mover and Opponent, 7 and 4 Days respectively (r. 39.01(2-3)) | 196(L) | 4.1.4 |
| Service - Affidavits - Service by Mover and Opponent, 7 and 4 Days respectively (r. 39.01(2-3)) | 196(L) | 4.1.4 |
| Lawyer - Appearing as Counsel - After Swearing Affidavit (cannot) | 195(R)-196(L) | 4.1 |
| Lawyers’ Affidavits - Motions | 195(R)-196(L) | 4.1 |
| Solicitor - Appearing as Counsel - After Swearing Affidavit (cannot) | 195(R)-196(L) | 4.1 |
| Motions - Affidavits - Lawyer’s | 195(R)-196(L) | 4.1 |
| Motions - Affidavits - of Lawyer | 195(R)-196(L) | 4.1 |
| Affidavits - Lawyer's Affidavits - Motions | 195(R)-196(L) | 4.1 |
| Lawyers' Affidavits - Motions - Affidavits | 195(R)-196(L) | 4.1 |
| Motions - Affidavits - Lawyer Can't argue Motion on own Affidavit | 195(R)-196(L) | 4.1 |
| Motions - Affidavits - Lawyers' Affidavits | 195(R)-196(L) | 4.1 |
| Motions - Affidavits - Letter Without Prejudice | 195(R)-196(L) | 4.1 |
| Affidavit of Corporation - Motion | 196(L) | 4.1.1 |
| Affidavits - Motions - Corporation, Who from Corp can Provide Affidavit (r. 4.06(5)) | 196(L) | 4.1.1 |
| Corporations - Affidavits (r. 4.06(5)) | 196(L) | 4.1.1 |
| Motions - Affidavits - Corporation, of (r. 4.06(5)) | 196(L) | 4.1.1 |
| Motions - Affidavits - Corporation, Who from Corp can Provide (r. 4.06(5)) | 196(L) | 4.1.1 |
| Affidavits - Motions - Partnership, Who from Partnership can Provide (r. 4.06(6)) | 196(L) | 4.1.2 |
| Motions - Affidavits - Partnership, of (r. 4.06(6)) | 196(L) | 4.1.2 |
| Motions - Affidavits - Partnership, Who from Partnership can Provide (r. 4.06(6)) | 196(L) | 4.1.2 |
| Affidavits - Motions - Exhibit to Affidavit (r. 4.06(3)) | 196(L) | 4.1.3 |
| Exhibit to Affidavit - Motions - Affidavits (r. 4.06(3)) | 196(L) | 4.1.3 |
| Motions - Affidavits - Exhibit to Affidavit, Annex or Produce/identify (r. 4.06(3)) | 196(L) | 4.1.3 |
| Motions - Affidavits - Exhibit to Affidavit, Must State belief in truth of (r. 4.06(3)) | 196(L) | 4.1.3 |
| Motions - Affidavits - Exhibits to (r. 4.06(3)) | 196(L) | 4.1.3 |
| Motions - Affidavits - Service of (r. 39.01(2-3)) | 196(L) | 4.1.4 |
| Motions - Service & Filing - Affidavits (r. 39.01(2-3)) | 196(L) | 4.1.4 |
| Motions - Timelines - Affidavits (r. 39.01(2-3)) | 196(L) | 4.1.4 |
| Affidavits - Motions - Cross Examination (r. 39.02) | 196(L-R) | 4.1.5 |
| Cross Examination - Motions - Affidavits r. 39.02) | 196(L-R) | 4.1.5 |
| Motions - Affidavits - Cross Examination (r. 39.02) | 196(L-R) | 4.1.5 |
| Motions - Affidavits - Cross Examination - Party can Cross Deponent (r. 39.02) | 196(L-R) | 4.1.5 |
| Motions - Affidavits - Cross Examination - Simplified Procedure, not Permitted Under (r. 76) | 196(R) | 4.1.5.a |
| Simplified Procedure - Cross Examination on Affidavit not Permitted Under | 196(R) | 4.1.5.a |
| Motions - Affidavits - Cross Examination - Delivery After Cross-Examination, not w/o Leave (r. 39.02(2)) | 196(R) | 4.1.5.b |
| Adjournment - Motions - Affidavits - Cross Examination - No Adjournment Without Reasonable Diligence (r. 39.02(3)) | 196(R) | 4.1.5.c |
| Motions - Affidavits - Cross Examination - Reasonable Diligence, No Adjournment for Cross if lack of (r. 39.02(3)) | 196(R) | 4.1.5.c |
| Motions - Affidavits - Cross Examination - Transcript of Cross, If Party Orders, Must Provide to others (r. 39.02(4)) | 196(R) | 4.1.5.d |
| Cross-Examination on Affidavit - Motions  SEE: Motions - Affidavits - Cross-Examination | 196(L-R) | 4.1.5 |
| Affidavits - Motions - Cross Examination - Notice | 197(L) | 4.1.5.i |
| Cross Examination - Motions - Affidavits - Notice | 197(L) | 4.1.5.i |
| Motions - Affidavits - Cross Examination - Notice of Examination, Service on Person not in ON | 197(L) | 4.1.5.i |
| Motions - Affidavits - Cross Examination - Notice of Examination, Service on Person resides in ON - 2 Days | 197(L) | 4.1.5.i |
| Motions - Affidavits - Cross Examination - Notice of Examination, Service Where Person is a Party | 197(L) | 4.1.5.i |
| Motions - Affidavits - Cross Examination - Notice of Examination, Service Where Person not a Party | 197(L) | 4.1.5.i |
| Notice - Motions - Affidavits - Notice of Cross Examination | 197(L) | 4.1.5.i |
| Motions - Affidavits - Notice of Examination | 197(L) | 4.1.5.i |
| Motions - Affidavits - Timelines - Notice of (Cross) Examination | 197(L) | 4.1.5.i |
| Motions - Service & Filing - Cross-Examination - Notice of Examination | 197(L) | 4.1.5.i |
| Costs - Motions - Affidavits - Cross Examination - Crossing Party Liable for (r. 39.02(4)) | 196(R) | 4.1.5.e |
| Motions - Affidavits - Cross Examination - Costs, Crossing Party Liable for (r. 39.02(4)) | 196(R) | 4.1.5.e |
| Motions - Affidavits - Cross Examination - Simplified Procedure (prohibited) (r. 76) | 196(R) | 4.1.5.a |
| Motions - Affidavits - Simplified Procedure - Cross-Examination Prohibited (r. 76) | 196(R) | 4.1.5.a |
| Motions - Simplified Procedure - Affidavits - Cross-Examination not Permitted (r. 76) | 196(R) | 4.1.5.a |
| Simplified Procedure - Cross-Examination not permitted (r. 76) | 196(R) | 4.1.5.a |
| Motions - Affidavits - Cross Examination - No Subsequent Affidavits (r. 39.02(2)) | 196(R) | 4.1.5.b |
| Motions - Affidavits - Delivery of After Cross-Exam (prohibited) (r. 39.02(2)) | 196(R) | 4.1.5.b |
| Adjournment - of Motion for Cross-Exam - May Refuse if not Diligent (r. 39.02(3)) | 196(R) | 4.1.5.c |
| Motions - Adjournment for Cross-Exam - May Refuse if not Diligent (r. 39.02(3)) | 196(R) | 4.1.5.c |
| Transcript of Cross-Examination on Affidavit - Motion (r. 39.02(4)) | 196(R) | 4.1.5.d |
| Costs - Motions - Cross-Examination (r. 39.02(4)) | 196(R) | 4.1.5.e |
| Motions - Affidavits - Cross Examination - Costs for (r. 39.02(4)) | 196(R) | 4.1.5.e |
| Affidavits - Motions - Cross Examination - Scope - All Relevant Matters | 196(R)-197(L) | 4.1.5.f |
| Cross Examination - Motions - Affidavits - Scope - All Relevant Matters | 196(R)-197(L) | 4.1.5.f |
| Motions - Affidavits - Cross Examination - Scope - Cross on all Relevant Matters | 196(R)-197(L) | 4.1.5.f |
| Cross Examination - Motions - Affidavits - Deponent - Duty to be Informed | 197(L) | 4.1.5.g |
| Deponent - Motions - Affidavits - Cross Examination - Duty to be Informed | 197(L) | 4.1.5.g |
| Motions - Affidavits - Cross Examination - Deponent Duty to be Informed | 197(L) | 4.1.5.g |
| Cross Examination - Motions - Affidavits - Re-Examination Permitted | 197(L) | 4.1.5.h |
| Motions - Affidavits - Cross Examination - Re-Examination Permitted After Cross | 197(L) | 4.1.5.h |
| Re-Examination - Motions - Affidavits - Cross Examination - Re-Examination Permitted | 197(L) | 4.1.5.h |
| Deponent - Duty to be Informed on Cross-Examination - Motion | 197(L) | 4.1.5.g |
| Motions - Affidavits - Cross Examination - Duty to be Informed | 196(R) | 4.1.5.g |
| Cross Examination - Motions - Affidavits - Costs, Crossing Party Liable | 196(R) | 4.1.5.e |
| Adjournment - of Motion for Cross-Exam - for Directions | 197(L-R) | 4.1.5.j |
| Motions - Affidavits - Cross Examination - Improper Conduct | 197(L-R) | 4.1.5.j |
| Motions - Affidavits - Cross Examination - Adjournment for Directions, re Abuse | 197(L-R) | 4.1.5.j |
| Adjournment - Motions - Affidavits - Cross Examination - Where Examination abusive | 197(L-R) | 4.1.5.j |
| Cross Examination - Motions - Affidavits - Adjournment for Directions, re Abuse | 197(L-R) | 4.1.5.j |
| Motions - Affidavits - Cross Examination - Adjournment for Directions, Court's Power | 197(L-R) | 4.1.5.j |
| Motions - Affidavits - Cross Examination - Adjournment for Directions, Where Appropriate | 197(L-R) | 4.1.5.j |
| Cross Examination - Motions - Affidavits - Failure/Refusal, Consequences (r. 34.15) | 197(R) | 4.1.5.k |
| Motions - Affidavits - Cross Examination - Failure/Refusal, Consequences of Failure to Comply w Order (r. 34.15) | 197(R) | 4.1.5.k |
| Motions - Affidavits - Cross Examination - Failure/Refusal, Court's Power Where (r. 34.15) | 197(R) | 4.1.5.k |
| Failure to Attend Cross-Examination on Affidavit - Motion (r. 34.15) | 197(R) | 4.1.5.k |
| Motions - Affidavits - Cross Examination - Failure or Refusal to Attend (r. 34.15) | 197(R) | 4.1.5.k |
| Refusal to Attend Cross-Examination on Affidavit - Motion (r. 34.15) | 197(R) | 4.1.5.k |
| Examination - Motions - Witness - Examination at Hearing Permitted on Leave, but Rare | 198(L) | 4.2.2 |
| Motions - Witness - Examination - At the Hearing with Leave (rare) | 198(L) | 4.2.2 |
| Motions - Witness - Examination at Hearing, Permitted on Leave, but Rare | 198(L) | 4.2.2 |
| Witness - Motions - Examination at Hearing, Permitted on Leave, but Rare | 198(L) | 4.2.2 |
| Examination of Witness - Motions  SEE: Motions - Witness - Examination | 198(R) | 4.2 |
| Motions - Witness - Examination (r. 39.03) | 198(R) | 4.2 |
| Witness - Motions  SEE: Motions - Witness | 198(R) | 4.2 |
| Examination - Motions - Witness - Examination of a Witness | 198(R) | 4.2 |
| Witness - Motions - Examination of a Witness | 198(R) | 4.2 |
| Motions - Witness - Examination - Before the Hearing | 197(R)-198(L) | 4.2.1 |
| Motions - Witness - Examination Pre-Hearing | 197(R)-198(L | 4.2.1 |
| Motions - Witness - Examination Pre-Hearing, No Privilege Against Self-incrim. | 197(R)-198(L | 4.2.1 |
| Witness - Motions - Examination Pre-Hearing, No Privilege Against Self-incrim. | 197(R)-198(L | 4.2.1 |
| Motions - Witness - Examination Pre-Hearing, Reasonable Diligence | 198(L) | 4.2.1.a |
| Witness - Motions - Examination Pre-Hearing, Reasonable Diligence | 198(L) | 4.2.1.a |
| Motions - Witness - Examination Pre-Hearing, Summons Where Persons Lives in ON | 198(L) | 4.2.1.b |
| Motions - Witness - Examination Pre-Hearing, Summons Where Persons Lives Outside ON | 198(L) | 4.2.1.b |
| Summons - Motions - Witness - Where Person resides in/Outside ON | 198(L) | 4.2.1.b |
| Witness - Motions - Examination Pre-Hearing, Summons Where Persons Lives in ON | 198(L) | 4.2.1.b |
| Witness - Motions - Examination Pre-Hearing, Summons Where Persons Lives Outside ON | 198(L) | 4.2.1.b |
| Motions - Witness - Examination Pre-Hearing, Simplified Procedure, No Exam Allowed | 198(L) | 4.2.1.c |
| Witness - Motions - Examination Pre-Hearing, Simplified Procedure, No Exam Allowed | 198(L) | 4.2.1.c |
| Adjournment - of Motion for Examination of Witness - May Refuse if not Diligent | 198(L) | 4.2.1.a |
| Motions - Witness - Examination - Adjournment - Court May Refuse if not Diligent | 198(L) | 4.2.1.a |
| Motions - Witness - Examination - Summoning Witness | 198(L) | 4.2.1.b |
| Motions - Witness - Summoning Witness | 198(L) | 4.2.1.b |
| Summons to Witness - Motion | 198(L) | 4.2.1.b |
| Motions - Simplified Procedure - Witness - No Exam. of Witnesses | 198(L) | 4.2.1.c |
| Motions - Witness - Examination - Simplified Procedure - No examination of witnesses | 198(L) | 4.2.1.c |
| Motions - Witness - Simplified Procedure - No Examination of Witnesses | 198(L) | 4.2.1.c |
| Simplified Procedure - Witnesses - No Examination of Witnesses | 198(L) | 4.2.1.c |
| Discovery Transcript - Use on Motion (adverse party only) | 198(L-R) | 4.3 |
| Examination For Discovery Transcript - Use on Motion (adverse party only) | 198(L-R) | 4.3 |
| Motions - Discovery Transcript (may use adverse party only) | 198(L-R) | 4.3 |
| Motions - Examination for Discovery Transcript (adverse party only) | 198(L-R) | 4.3 |
| Motions - Witness - Examination for Discovery Transcript, Can't Use Own Exam | 198(L-R) | 4.3 |
| Motions - Witness - Examination for Discovery Transcript, Use in Evidence | 198(L-R) | 4.3 |
| Witness - Motions - Examination for Discovery Transcript, Can't Use own Exam | 198(L-R) | 4.3 |
| Witness - Motions - Examination for Discovery Transcript, Use in Evidence | 198(L-R) | 4.3 |
| Frivolous Motions - Recourse Against (r. 37.16) | 198(R) | 5 |
| Motions - Prohibited Motion (prevent other Party from Moving) (r. 37.16) | 198(R) | 5 |
| Motions - Prohibited Motions (frivolous or vexatious) (r. 37.16) | 198(R) | 5 |
| Motions - to Prohibit Further Motions from Other Party (if frivolous / vexatious) (r. 37.16) | 198(R) | 5 |
| Prohibited Motion - Motions - Prevent other Party from Moving (r. 37.16) | 198(R) | 5 |
| Prohibited Motions (r. 37.16) | 198(R) | 5 |
| Vexatious Motions - Recourse Against (r. 37.16) | 198(R) | 5 |
| Abandonment - Motions - Costs (r. 37.09) | 198(R) | 6 |
| Abandonment of Motions (r. 37.09) | 198(R) | 6 |
| Motions - Abandoned Motions (r. 37.09) | 198(R) | 6 |
| Motions - Abandonment - Costs (r. 37.09) | 198(R) | 6 |
| Motions - Costs - Costs on Abandonment (r. 37.09) | 198(R) | 6 |
| Motions - Notice of Abandonment (r. 37.09) | 198(R) | 6 |
| Notice of - Abandonment (r. 37.09) | 198(R | 6 |
| Notice of Abandonment - Motions - Costs | 198(R) | 6 |
| Motions - Abandon Motion, Mover can | 198(R) | 6 |
| Motions - Disposition of Motion, Convert into Proper Case | 198(R) | 7 |
| Motions - Disposition, Options for | 198(R) | 7 |
| Motions - Disposition, Trial of an Issue | 198(R) | 7 |
| Motions - Disposition, Where Motion Brought Within Action | 198(R) | 7 |
| Motions - Disposition, Where Motion Brought Within Application | 198(R) | 7 |
| Disposition of a Motion | 198(R) | 7 |
| Motions - Dispositions | 198(R) | 7 |
| Motions - for Judgment | 198(R) | 7 |
| Motions - Outcomes | 198(R) | 7 |
| Motions - Trial of an Issue | 198(R) | 7 |
| Speedy Trial - Motions - Disposition | 198(R) | 7 |
| Trial of an Issue - Motion - Ordered on | 198(R) | 7 |
| Costs - Motions  SEE: Motions - Costs (s. 131 CJA) | 198(R)-199(L) | 8 |
| Motions - Costs - At Court's Discretion (s. 131 CJA) | 198(R)-199(L) | 8 |
| Motions - Costs - Generally (s. 131 CJA) | 198(R)-199(L) | 8 |
| Motions - Costs - Costs tied to success (r. 49.02) | 199(L) | 8.1 |
| Motions - Costs - Follow the Cause (r. 49.02) | 199(L) | 8.1 |
| Motions - Costs - Tied to Success (r. 49.02) | 199(L) | 8.1 |
| Fixing Costs - Motions (r. 57.03) | 199(L) | 8.2 |
| Motions - Costs - Costs Fixed (r. 57.03) | 199(L) | 8.2 |
| Motions - Costs - Court Fixes Costs - due in 30 Days (r. 57.03) | 199(L) | 8.2 |
| Motions - Costs - Fixed at Hearing (usually) (r. 57.03) | 199(L) | 8.2 |
| Assessment of Costs - Motions (r. 57.03) | 199(L) | 8.3 |
| Motions - Costs - Assessment (r. 57.03) | 199(L) | 8.3 |
| Motions - Costs - Costs to be Assessed (r. 57.03) | 199(L) | 8.3 |
| Motions - Costs - Court Refers for Assessment - due 30 Days After (r. 57.03) | 199(L) | 8.3 |
| Failure to Pay Costs as Ordered - Motion (r. 57.03) | 199(L) | 8.4 |
| Motions - Costs - Failure to Pay (r. 57.03) | 199(L) | 8.4 |
| Motions - Costs - Failure to Pay - Court's Power Where Failure (r. 57.03) | 199(L) | 8.4 |
| Motions - Costs - Motion Without Notice - No Costs to either Party (r. 57.03) | 199(L) | 8.5 |
| Motions - Costs - Motion Without Notice (none) (r. 57.03) | 199(L) | 8.5 |
| Costs in the Cause - Motions | 199(L-R) | 8.6 |
| Costs to a Party in Any Event of the Cause - Motions | 199(L-R) | 8.6 |
| Costs to a Party in the Cause - Motions | 199(L-R) | 8.6 |
| Costs to a Specified Party in the Cause - Motions | 199(L-R) | 8.6 |
| Motions - Costs - Awards - Costs in the Cause | 199(L-R) | 8.6 |
| Motions - Costs - Awards - Costs to a Party in Any Event of the Cause | 199(L-R) | 8.6 |
| Motions - Costs - Awards - Costs to a Specified Party in the Cause | 199(L-R) | 8.6 |
| Cost Awards - Motions  SEE: Motions - Costs - Awards | 199(L-R) | 8.6 |
| Costs Payable After Assessment - Motions | 199(L-R) | 8.6 |
| Costs Payable Forthwith | 199(L-R) | 8.6 |
| Costs Reserved to Trial Judge - Motions | 199(L-R) | 8.6 |
| Costs to a Specified Party in Fixed Amount - Motions | 199(L-R) | 8.6 |
| Motions - Costs - Awards - After Assessment | 199(L-R) | 8.6 |
| Motions - Costs - Awards - Costs to a Specified Party in Fixed Amount | 199(L-R) | 8.6 |
| Motions - Costs - Awards - Forthwith | 199(L-R) | 8.6 |
| Motions - Costs - Awards - No Costs | 199(L-R) | 8.6 |
| Motions - Costs - Awards - Reserved to Trial Judge | 199(L-R) | 8.6 |
| Motions - Costs - Costs in the Cause | 199(L-R) | 8.6 |
| Motions - Costs - Costs Payable forthwith After Assessment | 199(L-R) | 8.6 |
| Motions - Costs - Costs reserved to the Trial Judge | 199(L-R) | 8.6 |
| Motions - Costs - Costs to a Party in any Event of the Cause | 199(L-R) | 8.6 |
| Motions - Costs - Costs to a Specified Party in Fixed amount | 199(L-R) | 8.6 |
| Motions - Costs - Costs to a Specified Party in the Cause | 199(L-R) | 8.6 |
| Motions - Costs - No Costs | 199(L-R) | 8.6 |
| Motions - Costs - Scale - Partial Indemnity | 199(R) | 8.7 |
| Motions - Costs - Scale - Substantial Indemnity is 1.5 Times that of Partial Indemity | 199(R) | 8.7 |
| Partial Indemnity Costs - Motions | 199(R) | 8.7 |
| Substantial Indemnity Costs - 1.5 Times that of Partial Indemity | 199(R) | 8.7 |
| Motions - Costs - Awards - Scale - Tariff A | 199(R) | 8.7 |
| Motions - Costs - Scale - Substantial Indemnity - Tariff A | 199(R) | 8.7 |
| Partial Indemnity - Motions | 199(R) | 8.7 |
| Substantial Indemnity - Motions | 199(R) | 8.7 |
| Motions - Setting Aside an Order  SEE: Motions - Challenging Order | 199(R)-200(L) | 9 |
| Motions - Varying or Setting Aside an Order  SEE: Motions - Challenging Order | 199(R)-200(L) | 9 |
| Motions - Challenging Order - Set Aside, Vary, or Amend | 199(R)-200(L) | 9 |
| Motions - to Amend Order  SEE: Motions - Challenging Order | 199(R)-200(L) | 9 |
| Motions - to Set Aside Order  SEE: Motions - Challenging Order | 199(R)-200(L) | 9 |
| Motions - to Vary or Set Aside Order  SEE: Motions - Challenging Order | 199(R)-200(L) | 9 |
| Motions - Amending an Order  SEE: Motions - Challenging Order | 199(R)-200(L) | 9 |
| Motions - Set Aside/Vary/Amend Order, Where Party can Seek to… | 199(R)-200(L) | 9 |
| Motions - Service & Filing - Notice of Motion to Set Aside / Vary (r. 37.14) | 200(L) | 9.1 |
| Motions - Set Aside/Vary/Amend Order - Notice of - 3 Days (r. 37.14) | 200(L) | 9.1 |
| Motions - Timelines - Setting Aside / Varying / Amending an Order (r. 37.14) | 200(L) | 9.1 |
| Notice - Motions - Notice to Set Aside or vary Order - 3 Days (r. 37.14) | 200(L) | 9.1 |
| Notice of - Motion to Set Aside or Vary an Order (r. 37.14)  SEE: Motions - Challenging an Order | 200(L) | 9.1 |
| No Costs - Motions | 199(L-R) | 8.6 |
| Motions - Challenging Order - Forum | 200(L-R) | 9.2 |
| Motions - Challenging Order - To Whom Motion Must be Made | 200(L-R) | 9.2 |
| Motions - Set Aside/Vary/Amend Order - Made by Judge | 200(L-R) | 9.2 |
| Motions - Set Aside/Vary/Amend Order - Made by Master | 200(L-R) | 9.2 |
| Motions - Set Aside/Vary/Amend Order - Made by Registrar | 200(L-R) | 9.2 |
| Motions - Set Aside/Vary/Amend Order - Made by Appeal or Div Court | 200(L-R) | 9.2 |
| Lawyer - as Affiant - Arguing Motion (cannot) | 200(R) | 9.3 |
| Lawyer - Deponent of an Affidavit - Arguing Motion (cannot) | 200(R) | 9.3 |
| Motions - Challenging Order - Disposition | 200(R) | 9.3 |
| Motions - Set Aside/Vary/Amend Order - Disposition | 200(R) | 9.3 |
| Insurance Policy - Discovery, Obligation to Disclose | 202(R) - 203(L) | 4.1 |
| Discovery - General Information | 201(L) | 1 |
| Discovery - Purpose of | 201(L) | 1 |
| Discovery - Lawyer's Duty | 201(L-R) | 1.1 |
| Examination For Discovery - Lawyer's Duty | 201(L-R) | 1.1 |
| Lawyer - Duties - Discovery | 201(L-R) | 1.1 |
| Lawyer - Professional Obligations - Discovery | 201(L-R) | 1.1 |
| Discovery - Privacy and other legislation, impact of | 201(L-R) | 1.1 |
| Discovery - Discovery Plan | 201(R) - 202(L) | 2 |
| Discovery - Discovery Plan - Failure to agree / update | 201(R) - 202(L) | 2 |
| Discovery - Proportionality - Rule 29.2.03(1)(2) and Rule 1.04(1.1) | 202(L-R) | 3 |
| Proportionality - Discovery - Rule 29.2.03(1)(2) and Rule 1.04(1.1) | 202(L-R) | 3 |
| Privacy Issues - Discovery - Sedona Principles (R. 29.1.03(4)) | 201(R) - 202(L) | 2 |
| Sedona Canada Principles Addressing Electronic Discovery | 201(R) - 202(L) | 2 |
| Discovery - Discovery Plan - Contents of | 201(R) - 202(L) | 2 |
| Discovery - Discovery Plan - Electronic discovery - The Sedona Canada Principles Addressing Electronic Discovery -Rule 29.1.03(4) | 201(R) - 202(L) | 2 |
| Sedona Canada Principles Addressing Electronic Discovery - Discovery Plan - Rule 29.1.03(4) | 201(R) - 202(L) | 2 |
| Discovery - Discovery Plan - No Prescribed Form for discovery plan | 201(R) - 202(L) | 2 |
| Discovery - Discovery Plan - Time period for agreement | 201(R) - 202(L) | 2 |
| Discovery - of Documents (R 30) - Privilege   SEE: Privilege | 202(R)-203(L) | 4.1 |
| Discovery - of Documents (R. 30) | 202(R)-203(L) | 4.1 |
| Discovery - of Documents (R. 30) - Obligations (Disclosure + Production) | 202(R)-203(L) | 4.1 |
| Discovery - of Documents (R. 30) - Disclosure - Definition - Rule 30.02(1) | 202(R)-203(L) | 4.1 |
| Discovery - of Documents (R. 30) - Production - Definition - Rule 30.02(2) | 202(R)-203(L) | 4.1 |
| Discharge, Disclosure Obligation - Discovery of Documents - Rule 30.03 | 202(R)-203(L) | 4.1 |
| Discovery - Insurance Policies | 202(R)-203(L) | 4.1 |
| Discovery - of Documents (R. 30) - Insurance Policies | 202(R)-203(L) | 4.1 |
| Examination For Discovery - Practice - Production of Documents | 202(R)-203(L) | 4.1 |
| Insurance Policy - Discovery, Examination For | 202(R)-203(L) | 4.1 |
| Discovery - of Documents (R. 30) - Subsidiary and affiliated corps. - Rule 30.02(4) | 202(R)-203(L) | 4.1 |
| Subsidiary and Affiliated Corporation - Discovery of Documents - Rule 30.02(4) | 202(R)-203(L) | 4.1 |
| Computer Disk - as Document | 203(L-R) | 4.2 |
| Electronic Information, Stored - Documents - Discovery of Documents | 203(L-R) | 4.2 |
| Discovery - of Documents (R. 30) - Documents - Definition | 203(L-R) | 4.2 |
| Documents, Defined - Discovery of Documents (R.30) | 203(L-R) | 4.2 |
| Discovery - of Documents (R. 30) - Power - Definition | 203(L-R) | 4.2 |
| Power, Defined - Discovery of Documents (R.30) | 203(L-R) | 4.2 |
| Documents - Definition | 203(L-R) | 4.2 |
| Power Over Document  SEE: Discovery - of Documents Section 4.2 | 203(L-R) | 4.2 |
| Discovery - Redaction | 203(L-R) | 4.2 |
| Discovery - Redaction - Privileged or Confidential Information | 203(L-R) | 4.2 |
| Redaction (Privileged or Confidential Info) - Discovery of Documents (R 30) | 203(L-R) | 4.2 |
| Affidavit of Documents | 203(R)-204(L) | 4.3 |
| Affidavit of Documents - Discovery  SEE: Discovery - Of Documents Section 4.3 | 203(R)-204(L) | 4.3 |
| Affidavit of Documents - Lawyer to Certify | 203(R)-204(L) | 4.3 |
| Affidavit of Documents - Lawyer with limited scope retainer | 203(R)-204(L) | 4.3 |
| Certificate - Affidavit of Documents - Lawyer's Certificate | 203(R)-204(L) | 4.3 |
| Discovery - of Documents (R. 30) - Affidavit of Documents -   SEE: Affidavit of Documents | 203(R)-204(L) | 4.3 |
| Schedule B - Discovery - Affidavit - Privileged | 204(R) | 4.4.2 |
| Affidavit of Documents - Form, Contents | 204(L) | 4.4 |
| Privilege & Sch. B - Determining Claims of Privilege | 204(R) | 4.4.2 |
| Affidavit of Documents - Privileged Documents - Disclosed (Schedule B) | 204(R) | 4.4.2 |
| Affidavit of Documents - Forms (30A & 30B) | 204(L) | 4.4.1 |
| Affidavit of Documents - Forms - Corporation and Partnerships  (Form 30B) | 204(L) | 4.4.1 |
| Affidavit of Documents - Forms - Individual (Form 30A) | 204(L) | 4.4.1 |
| Affidavit of Documents - No Relative Documents to Produce | 204(L) | 4.4.1 |
| Corporations - Affidavit of Documents (Form 30B) | 204(L) | 4.4.1 |
| Discovery - of Documents (R. 30) - Forms and Content of Affidavit | 204(L) | 4.4.1 |
| Schedule A - Discovery - Affidavit | 204(L) | 4.4.1 |
| Schedule C - Discovery - Affidavit - Formerly in Possession, Power, Control | 204(L) | 4.4.1 |
| Schedule D - Discovery - Affidavit - Where Simplified Procedure Cases | 204(L) | 4.4.1 |
| Simplified Procedure - Schedule D Documents | 204(L) | 4.4.1 |
| Affidavit of Documents - Privileged Documents (Schedule B) | 204(R) | 4.4.2 |
| Discovery - of Documents (R. 30) - Privilege - Types of Privilege | 205(L) | 4.5 |
| Discovery - Privilege - Definition (Re Documents) | 205(L) | 4.5 |
| Privilege - Re Discovery Documents | 205(L) | 4.5 |
| Privilege - Generally - Categories   1. Solicitor - Client Communication Privilege  2. Litigation Privilege  3. Settlement /Without Prejudice Communication Privilege | 205(L) | 4.5 |
| Privilege - Onus of Proof on the Party Claiming Privilege | 205(L) | 4.5 |
| Affidavit of Documents - Privileged Documents - Lawyer-Client | 205(L-R) | 4.5.1 |
| Legal Advice Privilege - Privileged Documents | 205(L-R) | 4.5.1 |
| Fraud or Crime - Privilege - Lawyer-Client | 205(L-R) | 4.5.1 |
| Lawyer-Client Privilege  SEE: Privilege - Lawyer - Client | 205(L-R) | 4.5.1 |
| Privilege - Generally - Insurer - Communications With Insurer's Lawyer  SEE: Privilege - Lawyer-Client General Section | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client - Generally | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client - Agent of the Lawyer | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client - Where Privilege Does Not Apply | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client - Past / Future Wrongs-Communications About | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client - Insurer, Communications With | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client - Past / Future Wrongs | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client - Waiving - Client Voluntarily Testifies | 205(L-R) | 4.5.1 |
| Solicitor - Client Privilege   SEE: Discovery - Solicitor - Client Privilege  SEE: Privilege - Lawyer-Client | 205(L-R) | 4.5.1 |
| In-House Counsel - Privilege  SEE: Privilege - Lawyer-Client | 205(L-R) | 4.5.1 |
| Privilege - Lawyer-Client - In-House Counsel | 205(L-R) | 4.5.1 |
| Affidavit of Documents - Privilege - Litigation Privilege  SEE: Privilege | 205(R)-206(L)  205(L) | 4.5.2  4.5 |
| Affidavit of Documents - Privileged Documents - Litigation Privilege | 205(R)-206(L) | 4.5.2 |
| Dominant Purpose Test - Litigation Privilege | 205(R)-206(L) | 4.5.2 |
| Litigation Privilege   SEE Privilege - Litigation Privilege   SEE: Discovery - Litigation Privilege | 205(R)-206(L) | 4.5.2 |
| Privilege - Litigation Privilege | 205(R)-206(L) | 4.5.2 |
| Privilege - Litigation Privilege - Zone of Privacy - Pending Litigation | 205(R)-206(L) | 4.5.2 |
| Privilege - Litigation Privilege - Test - Dominant Purpose Test | 205(R)-206(L) | 4.5.2 |
| Zone of Privacy - Litigation Privilege - Where Pending Litigation | 205(R)-206(L) | 4.5.2 |
| Affidavit of Documents - Privileged Documents - Use at Trial (impeach testimony OR with leave of trial judge) | 206(R)-207(L) | 4.6 |
| Abandoning Claim of Privilege - Privileged Documents - Rule 30.09 | 206(R)-207(L) | 4.6 |
| Rule 30.09 - Disclosing Privileged Document before Trial | 206(R)-207(L) | 4.6 |
| Impeachment - Privileged Document Used to Impeach | 206(R)-207(L) | 4.6 |
| Discovery - of Documents (R. 30) - Settlement (Negotiations for) Privilege | 206(L-R) | 4.5.3 |
| Privilege - Generally - Settlement Communications | 206(L-R) | 4.5.3 |
| Privilege - Settlement Privilege | 206(L-R) | 4.5.3 |
| Privilege - Without Prejudice Settlement | 206(L-R) | 4.5.3 |
| Settlement Privilege   SEE: Discovery - of Documents (R 30) - Settlement Privilege | 206(L-R) | 4.5.3 |
| Without Prejudice - Communications for Settlements | 206(L-R) | 4.5.3 |
| Privileged Lost - Communications for Settlement/Made Without Prejudice | 206(L-R) | 4.5.3 |
| Admissible - Communications Made Without Prejudice | 206(L-R) | 4.5.3 |
| Leave - Privileged Document - Not used without leave | 206(R)-207(L) | 4.6 |
| Privileged Documents - Abandoning Privilege | 206(R)-207(L) | 4.6 |
| Discovery of Documents - Continuing Discovery - Subsequently Discovered Errors | 207(R)-208(L) | 4.8 |
| Continuing Discover - Subsequently Discovered Errors - Discovery of Documents | 207(R)-208(L) | 4.8 |
| Affidavit of Documents - Inspection of Documents | 207(R) | 4.7 |
| Inspection of Documents - Discovery | 207(R) | 4.7 |
| Request to Inspect (Form 30 C) - Discovery - Make Available to Requesting Party (Rule 30.04(3)) | 207(R) | 4.7 |
| Affidavit of Documents - Privileged Documents - When to Maintain vs. Abandon | 206(R)-207(L) | 4.6 |
| Surveillance Evidence - Two Purposes in Using It | 206(R)-207(L) | 4.6 |
| Affidavit of Documents - Productions - Definition | 207(R) | 4.7 |
| Discovery - Inspection of Documents (Rule 30.04) | 207(R) | 4.7 |
| Discovery of Documents - Request to Inspect (Form 30 C) - (R 30.04(3)) | 207(R) | 4.7 |
| Discovery - of Documents (R. 30) - Inspection of Documents | 207(R) | 4.7 |
| Productions - Definition - Discovery | 207(R) | 4.7 |
| Affidavit of Documents - Disclosure / Production is Not Admission of its Relevance or Admissibility (Rule 30.05) | 207(R) | 4.7 |
| Discovery of Documents (R. 30) - Disclosure / production for Inspection is Not Admission of Admissibility or its Relevance | 207(R) | 4.7 |
| Affidavit of Documents - Continuing Disclosure Obligation | 207(R)-208(L) | 4.8 |
| Affidavit of Documents - Discovery, Continuing | 207(R)-208(L) | 4.8 |
| Affidavit of Documents - Serving Supplementary Affidavit | 207(R)-208(L) | 4.8 |
| Continuing Discovery - Discovery of Documents - Supplementary Affidavit on Subsequent Non-Privileged Documents | 207(R)-208(L) | 4.8 |
| Continuing Disclosure Obligation - (Rule 30.07) | 207(R)-208(L) | 4.8 |
| Affidavit of Documents - Sanctions for Failing to Disclose or Produce Relevant Documents | 207(R)-208(L) | 4.8 |
| Discovery - of Documents (R. 30.08(1),(2)) - Sanctions - Failure to Disclose / Produce | 207(R)-208(L) | 4.8 |
| Affidavit of Documents - Production From Non-Parties | 208(L-R) | 4.9 |
| Discovery - of Documents (R. 30.10) - Non-Parties - Documents | 208(L-R) | 4.9 |
| Discovery - of Documents (R. 30) - Production - From Non-Parties | 208(L-R) | 4.9 |
| Discovery - Production from Non-Parties - Obtaining Police Records in Civil Law Suits | 208(L-R) | 4.9 |
| Police Records in Civil Law Suits - Production from Non-Parties - Discovery | 208(L-R) | 4.9 |
| Discovery - Examination for Discovery  SEE: Examination for Discovery | 208(R) | 5 |
| Examination For Discovery - Generally | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Location - Official Examiner Office | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Official Examiner | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Participants | 208(R)-209(L-R) | 5.1 |
| Official Examiner - Examination of Discovery | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Questioning - Proper Questions | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Questions - Types | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Proper Answers - Truthfully and Fully | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Lawyer’s Role - Fair and Proper Questions | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Time Limit (7 hours) | 208(R)-209(L-R) | 5.1 |
| Examination For Discovery - Transcript - Verbatim by Court Reporter | 208(R)-209(L-R) | 5.1 |
| Examination for Discovery - Witness Required to Answer Truthfully & Honestly | 208(R)-209(L-R) | 5.1 |
| Action - Discovery is available for any action, not application - Rule 31.03(1) | 209(R)-210(L) | 5.2 |
| Examination For Discovery - Availability (action, not application) | 209(R)-210(L) | 5.2 |
| Examination For Discovery - Parties to an Examination - Rule 31.03 | 210(L) | 5.3 |
| Examination For Discovery - Parties - Who May Be Examined | 210(L) | 5.3 |
| Adverse in Interest - Examination for Discovery | 210(L) | 5.3.1 |
| Examination For Discovery - Parties - Adverse in Interest - Definition | 210(L) | 5.3.1 |
| Examination For Discovery - Parties - Co-Defendants Cross-Claim Against Each Other | 210(L) | 5.3.1 |
| Examination For Discovery - Insurance Act, 258(14), (15) | 210(L) | 5.3.1 |
| Examination For Discovery - Parties - Defendants in Default | 210(L) | 5.3.1 |
| Examination For Discovery - Parties - Third (or Subsequent) Parties Defending in the Main Action - Rule 29.05(2)(a) | 210(L) | 5.3.1 |
| Insurance Act, s.258(14), (15) - Third Party - Can Be Examined For Discovery | 210(L) | 5.3.1 |
| Examination For Discovery - Parties - Nominal Parties, Assignees, Trustees in Bankruptcy | 210(R) | 5.3.2 |
| Trustee - In Bankruptcy - Discovery | 210(R) | 5.3.2 |
| Corporations - Examination for Discovery | 210(R) | 5.3.3 |
| Corporations - Examinations of | 210(R) | 5.3.3 |
| Examination For Discovery - Parties - Corporation - Statements Bind Corporation | 210(R) | 5.3.3 |
| Hearsay - Evidence - Statements Made By An Officer Bind the Corporation | 210(R) | 5.3.3 |
| Examination For Discovery - Parties - Partnerships and Sole Proprietors | 211(L) | 5.3.4 |
| Examination For Discovery - Parties - Second Examination (Second Officer, Director, Employee) - Rule 31.03(4) | 211(L) | 5.3.5 |
| Examination For Discovery - Second Examination - Rule 31.03(4) | 211(L) | 5.3.5 |
| Examination For Discovery - Parties - Disability, Persons Under - Rule 31.03(5) | 211(R) | 5.3.6 |
| Examination For Discovery - Parties - Litigation Guardian - Rule 31.03(5) | 211(R) | 5.3.6 |
| Examination For Discovery - Parties - Public Guardian & Trustee | 211(R) | 5.3.6 |
| Examination For Discovery - Parties - Children's Lawyer | 211(R) | 5.3.6 |
| Disability - Parties - Examination for Discovery  SEE: Examination For Discovery - Parties | 211(R) | 5.3.6 |
| Examination For Discovery - Parties - Crown | 211(R) | 5.3.7 |
| Examination For Discovery - Non-Parties with Leave - Rule 31.10(1)  SEE: Examinations For Discovery - Parties - Non-Parties | 211(R)-512(L) | 5.3.8 |
| Examination For Discovery - Non Parties - Transcript Service Free of Charge - Rule 31.10(3) | 211(R)-512(L) | 5.3.8 |
| Examination For Discovery - Parties - Non Parties - Transcript - No Use at Trial - Rule 31.10(5) | 211(R)-512(L) | 5.3.8 |
| Examination For Discovery - Parties - Non-Parties with Leave - Test, Rule 31.10(2) | 211(R)-512(L) | 5.3.8 |
| Examination for Discover- Scope - Hearsay Admissible | 212(L-R) | 5.4.2 |
| Examination For Discovery - Obligation of Deponent   SEE: Examination For Discovery - Scope | 212(L) | 5.4.1 |
| Examination For Discovery - Scope - any proper question to the best of their knowledge, information, belief | 212(L) | 5.4.1 |
| Examination For Discovery - Scope - Improper Objections | 212(L) | 5.4.1 |
| Examination For Discovery - Scope - Even if Defendant Noted in Default or Admitted Liability | 212(L-R) | 5.4.2 |
| Examination For Discovery - Scope - Relevant to "any matter in issue" raised in the pleadings and particulars | 212(L-R) | 5.4.2 |
| Examination For Discovery - Scope - Obligation to Provide All “Knowledge, Information & Belief" | 212(R)-213(L) | 5.4.3 |
| Examination For Discovery - Scope - Hearsay Acceptable | 212(R)-213(L) | 5.4.3 |
| Hearsay - Discovery - No Basis to Withhold Answers - Knowledge, Information, Belief that the Party has Acquired | 212(R)-213(L) | 5.4.3 |
| Examination For Discovery - Scope of Examination - Rule 31.06 | 212(L) | 5.4.1 |
| Examination For Discovery - Obligation to Answer all Proper Questions | 212(R)-213(L) | 5.4.3 |
| Examination For Discovery - Privilege  SEE ALSO: Privilege -  [NOTE: (1) Solicitor Client (2) Litigation (3) Spousal (4) Adultery] | 213(L) | 5.4.4 |
| Spousal Privilege, but Not for Common-Law (s. 11, Ontario Evidence Act) | 213(L-R) | 5.4.4(a) |
| Examination For Discovery - Spousal Privilege | 213(L-R) | 5.4.4(a) |
| Privilege - Other - Spousal Privilege | 213(L-R) | 5.4.4(a) |
| Spouses - Privilege | 213(L-R) | 5.4.4(a) |
| Adultery - Privilege | 213(R) | 5.4.4(b) |
| Adultery Privilege (s. 10, Evidence Act) | 213(R) | 5.4.4(b) |
| Examination For Discovery - Adultery | 213(R) | 5.4.4(b) |
| Ontario Evidence Act - Adultery Privilege (s. 10) | 213(R) | 5.4.4(b) |
| Doctor - Patient Privilege (None) | 213(R) | 5.4.4(c) |
| Examination For Discovery - Doctor- Patient - Not Privileged | 213(R) | 5.4.4(c) |
| Examination For Discovery - Litigation Privilege - Physical Production vs. Contained Info. - Rule 31.06 | 213(R) | 5.4.4(d) |
| Privilege - Litigation Privilege - Physical Production vs. Contained Info. | 213(R) | 5.4.4(d) |
| Examination For Discovery - Potential Witnesses - Disclosure - Rule 31.06 | 214(L) | 5.4.5 |
| Examination For Discovery - Scope - Potential Witnesses - Disclosure | 214(L) | 5.4.5 |
| Examination For Discovery - Witness Rule | 214(L) | 5.4.5 |
| Witness - Disclosure of Potential Witnesses | 214(L) | 5.4.5 |
| Expert - Definition | 214(L-R)-215(L) | 5.4.6 |
| Expert Opinion - Rule 31.06(3) | 214(L-R)-215(L) | 5.4.6 |
| Examination For Discovery - Experts - Zone of Privacy - Exclusive Purpose Test | 214(L-R)-215(L) | 5.4.6 |
| Evidence - Experts - Definition | 214(L-R)-215(L) | 5.4.6 |
| Examination For Discovery - Experts - Definition | 214(L-R)-215(L) | 5.4.6 |
| Evidence - Experts - Opinions - Examinations for Discovery | 214(L-R)-215(L) | 5.4.6 |
| Examination For Discovery - Experts - Disclosure of: findings, opinions and conclusions | 214(L-R)-215(L) | 5.4.6 |
| Examination For Discovery - Experts - Exceptions to Disclosure of: findings, opinions and conclusions | 214(L-R)-215(L) | 5.4.6 |
| Examination For Discovery - Experts - Zone of Privacy on Unfavourable Opinions | 214(L-R)-215(L) | 5.4.6 |
| Examination For Discovery - Experts - Report - Litigation Privilege | 214(L-R)-215(L) | 5.4.6 |
| Exclusive Purpose Test - Test for Non-Disclosure - Examination for | 214(L-R)-215(L) | 5.4.6 |
| Expert Witnesses - Examination For Discovery | 214(L-R)-215(L) | 5.4.6 |
| Expert Witnesses - Opinions - Examinations for Discovery | 214(L-R)-215(L) | 5.4.6 |
| Examination For Discovery - Experts - Timing of Disclosure (at examination, not as some future time) | 214(L-R)-215(L) | 5.4.6 |
| Examination For Discovery - Insurance Policies - Rule 31.06(4) | 215(R) | 5.4.7 |
| Insurance Policy - Rule 31.06(4) | 215(R) | 5.4.7 |
| Examination For Discovery - Oppressive Questions - Inconvenience - Not Enough | 216(L) | 5.4.10 |
| Examination For Discovery - Questions - Oppressive (depends on nature of the action) | 216(L) | 5.4.10 |
| Examination For Discovery - Questions - Scandalous (insulting or degrading and irrelevant) | 216(L) | 5.4.10 |
| Examination For Discovery - Scope - Questions - Scandalous (insulting, degrading, irrelevant) | 216(L) | 5.4.10 |
| Questions - Oppressive (depends on nature of the action) | 216(L) | 5.4.10 |
| Examination For Discovery - Questions - Pleadings | 215(R) | 5.4.8 |
| Pleadings - Questions Regarding Pleadings During Discovery | 215(R) | 5.4.8 |
| Examination For Discovery - Fishing (not relevant to the case pleaded) | 215(R)-216(L) | 5.4.9 |
| Fishing (questions not relevant to case pleased) - Examination | 215(R)-216(L) | 5.4.9 |
| Questions - Ulterior Motive Purposes | 216(L) | 5.4.11 |
| Examination For Discovery - Divided Discovery - Rule 31.06(6) | 216(L-R) | 5.4.12 |
| Divided Discovery - Examination For Discovery - Rule 31.06(6) | 216(L-R) | 5.4.12 |
| Examination For Discover - Limited to Asking Questions - Nothing Beyond Asking Questions | 216(R) | 5.4.13 |
| Examination For Discovery - Questions of Law (not proper) | 216(R) | 5.4.14 |
| Questions of Law (not proper) - Examination For Discovery | 216(R) | 5.4.14 |
| Examination For Discovery - Notice of Examination (Form 34A) - Rule 34.04 | 216(R)-217(L) | 5.5 |
| Examination for Discovery - Practice - Commencement - Notice of Examination (Form 34A) - Rule 34.04 | 216(R)-217(L) | 5.5 |
| Examination For Discovery - Practice - Notice of Examination (Form 34A) - Rule 34.04 | 216(R)-217(L) | 5.5 |
| Examination For Discovery - Practice - Order of Exams - First Party to Serve Examines First | 216(R)-217(L) | 5.5 |
| Examination For Discovery - Practice Points - Service Requirements | 216(R)-217(L) | 5.5 |
| Examination For Discovery - Where More Than One Party Entitled to Examine- No Written Examination Unless Unanimous Agreement - Rule 31.02(2) | 216(R)-217(L) | 5.5 |
| Examination For Discovery - Questions - Re: Further / Other Litigation | 216(L) | 5.4.11 |
| Examination For Discovery - Questions - Ulterior Motive (not bona fide) | 216(L) | 5.4.11 |
| Examination For Discovery - Scope - Ulterior Motive Questions - Re: Further / Other Litigation | 216(L) | 5.4.11 |
| Questions - Re: Further / Other Litigation | 216(L) | 5.4.11 |
| Divided Discovery (R 31.06(6)) | 216(L-R) | 5.4.12 |
| Examination For Discovery - Handwriting Samples Not Allowed | 216(R) | 5.4.13 |
| Examination For Discovery - Limited to Asking Questions | 216(R) | 5.4.13 |
| Examination For Discovery - Scope - Handwriting Samples Not Allowed | 216(R) | 5.4.13 |
| Examination For Discovery - Practice | 216(R)-217(L) | 5.5 |
| Examination For Discovery - Practice - Multiple parties entitled to examine same witness | 216(R)-217(L) | 5.5 |
| Examination For Discovery - Practice - Oral or Witten (but not both, except with leave) - Rule 31.02(1) | 216(R)-217(L) | 5.5 |
| Examination for Discovery - Simplified Procedure - No Written Discovery | 216(R)-217(L) | 5.5 |
| Examination for Discovery - Order of Exams - First Party to Examine | 216(R)-217(L) | 5.5 |
| Examination For Discovery - Practice - Official Examiner’s Right to Exclude | 217(L) | 5.5.1 |
| Right to Exclude - Official Examiner- Examination For Discovery | 217(L) | 5.5.1 |
| Examination For Discovery - Practice - Parties Present at Examination | 217(L) | 5.5.1 |
| Examination For Discovery - Practice - Production of Documents | 217(R) | 5.5.2 |
| Examination For Discovery - Production of Documents | 217(R) | 5.5.2 |
| Examination For Discovery - (Methods of) Compelling Attendance | 217(R)-218(L) | 5.5.3 |
| Notice of Examination (for Discovery) - Form 34A - compels attendance | 217(R)-218(L) | 5.5.3 |
| Examination For Discovery - Practice - Attendance Money - Ontario Resident | 217(R)-218(L) | 5.5.3 |
| Examination For Discovery - Practice - Summons to Witness (Form 34B) -Person is Neither a Party nor a Person to be Examined on Behalf of a Party but Resides in Ontario | 217(R)-218(L) | 5.5.3 |
| Examination For Discovery - Summons - to Witness - Person not to be Examined (Form 34B) | 217(R)-218(L) | 5.5.3 |
| Summons to Witness (at Discovery) (Form 34B) - Compelling Attendance For Discovery | 217(R)-218(L) | 5.5.3 |
| Attendance Money - Examination - Resides in Ontario (witness) | 217(R)-218(L) | 5.5.3 |
| Examination For Discovery - Practice - Time & Place of the Examination (Rule 34.05) | 218(L) | 5.5.4 |
| Time and Place of the Examination (2 days notice) - Examination For Discovery - Rule 34.05 | 218(L) | 5.5.4 |
| Examination For Discovery - Practice - Time & Place - Non-Resident of Ontario | 218(L-R) | 5.5.5 |
| Examination For Discovery - Timelines - Non-Resident (Court’s discretion) | 218(L-R) | 5.5.5 |
| Examination For Discovery - Interprovincial Summons (Form 53C) | 218(L-R) | 5.5.5 |
| Examination For Discovery - Court Authority re Procedure for Examination - Rule 34.07(1) | 218(L-R) | 5.5.5 |
| Letter of Request - Examination for Discovery - Outside of Ontario - Rule 34.07(2) | 218(L-R) | 5.5.5 |
| Witness - Evidence - Letter of Request (Examination for Discovery) -Rule 34.07(2) | 218(L-R) | 5.5.5 |
| Attendance Money - Examination - Non-Resident - Rule 34.07(4) | 218(L-R) | 5.5.5 |
| Examination For Discovery - Practice - Counsel Answering Questions | 218(R) | 5.5.6 |
| Counsel Answering Questions - Examination For Discovery | 218(R) | 5.5.6 |
| Examination For Discovery - Summons - Interprovincial Summons (Form 53C) | 218(L-R) | 5.5.5 |
| Interprovincial Summons (Form 53C) - Compelling Attendance for Discovery of Canadian, non-Ontario Resident | 218(L-R) | 5.5.5 |
| Counsel Answering Questions on Consent - Examination For Discovery | 218(R) | 5.5.6 |
| Examination For Discovery - Objections to Questions - Rule 34.12(1) | 218(R)-219(L) | 5.5.7 |
| Examination For Discovery - Practice - Objections to Questions | 218(R)-219(L) | 5.5.7 |
| Objections to Questions - Rule 34.12(1) - Practice - Examination for Discovery | 218(R)-219(L) | 5.5.7 |
| Examination For Discovery - Communication With Witnesses - ROPC s.5.4 | 219(L-R)-220(L) | 5.5.8 |
| Communication With Witnesses - Practice - Examination For Discovery | 219(L-R)-220(L) | 5.5.8 |
| Examination For Discovery - Communicating with Witnesses - Cross-Examination | 219(L-R)-220(L) | 5.5.8 |
| Examination In Chief - Discovery - Communicating with Witnesses | 219(L-R)-220(L) | 5.5.8 |
| Examination For Discovery - Practice - Questions - Refusal to Answer | 220(L) | 5.5.9 |
| Questions - Examination for Discovery - Refusal to Answer Proper Question - Rule 31.07 | 220(L) | 5.5.9 |
| Refusal - Proper Question - Examinations, Effect - Rule 31.07 | 220(L) | 5.5.9 |
| Examination For Discovery - Practice - Improper Conduct by Examiner | 220(L-R) | 5.5.10 |
| Improper Conduct on Examination for Discovery - Examiner | 220(L-R) | 5.5.10 |
| Examination For Discovery - Improper Conduct - Sanctions | 220(R) | 5.5.11 |
| Sanctions Against Examinee - Rule 34.15 - Examination for Discovery | 220(R) | 5.5.11 |
| Misconduct on Examination for Discovery - Examinee | 220(L-R) | 5.5.10 |
| Examination For Discovery - Misconduct by Examinee | 220(L-R) | 5.5.10 |
| Examination For Discovery - Misconduct by Examiner - Sanctions - Rule 34.14(2) | 220(L-R) | 5.5.10 |
| Improper Conduct on Examination for Discovery - Examinee | 220(L-R) | 5.5.10 |
| Objections - Examination for Discovery - Improper Questions/Conduct -Adjournment | 220(L-R) | 5.5.10 |
| Misconduct on Examination for Discovery - Examiner | 220(L-R) | 5.5.10 |
| Examination For Discovery - Practice - Improper Conduct - Costs - Rule 34.14(2) | 220(L-R) | 5.5.10 |
| Improper Conduct - Adjournment - Costs- Examination For Discovery | 220(L-R) | 5.5.10 |
| Examination For Discovery - Default of Examinee - Sanctions (R 34.15) | 220(R) | 5.5.11 |
| Examination For Discovery - Practice - Improper Conduct of Examinee - Sanctions | 220(R) | 5.5.11 |
| Contempt Order - Examination for Discovery - Rule 34.15(2) | 220(R) | 5.5.11 |
| Examination For Discovery - Videotaping (Rule 34.19) | 220(R) | 5.5.12 |
| Videotape - Examination For Discovery | 220(R) | 5.5.12 |
| Examination For Discovery - Second Oral Examination (with Leave of Court in Special Circumstances) - Rule 31.03(1) | 220(R) | 5.5.13 |
| Examination For Discovery - Timelines - Written Examination for Discovery | 221(L) | 5.5.14 |
| Examination For Discovery - Written - Timelines (15 days after service) | 221(L) | 5.5.14 |
| Examining Party Must Serve Answers Received - Rule 35.02(2) - Examination For Discovery | 221(L) | 5.5.14 |
| Examination For Discovery - Practice - Written Questions & Answers - Rule 35  SEE: Examination For Discovery - Written | 221(L) | 5.5.14 |
| Examination For Discovery - Written - Questions & Answers - Follow-up - Rule 35.04(1) | 221(L) | 5.5.14 |
| Examination For Discovery - Written - Questions & Answers - Objections - Rule 35.03 | 221(L) | 5.5.14 |
| Continuing Discovery (Examinations for Discovery) (R 31.09) | 221(L-R) | 5.5.15 |
| Examination For Discovery - Continuing Discovery (R 31.09) | 221(L-R) | 5.5.15 |
| Examination for Discovery - Continuing Discovery (R 31.09) - Failing to Comply | 221(L-R) | 5.5.15 |
| Examination for Discovery - Uses - Reading into Evidence | 221(R)-222(L-R)-223(L) | 5.6.1 |
| Examination for Discovery - Uses - Reading into Evidence as Part of their Case - Adverse Party - Rule 31.11(1) (read into trial only against adverse party) | 221(R)-222(L-R)-223(L) | 5.6.1 |
| Transcript - Examination for Discovery - Use at Trial | 221(R)-222(L-R)-223(L) | 5.6.1 |
| Examination for Discovery - Uses - Reading into Evidence - Judge (schedule of portions to be read or hear the actual evidence) | 221(R)-222(L-R)-223(L) | 5.6.1 |
| Examination For Discovery - Transcript - Use At Trial | 221(R)-222(L-R)-223(L) | 5.6.1 |
| Examination for Discovery - Unfavourable Evidence - Disclose (but expressly disagree) | 221(R)-222(L-R)-223(L) | 5.6.1 |
| Examination for Discovery - Uses - Reading into Evidence - Unavailable Witness Who Had Been Examined at Discovery - Rule 31.11(6) | 221(R)-222(L-R)-223(L) | 5.6.1 |
| Examination for Discovery - Uses - Contradict Party on Cross-Exam - Rule 31.11(2) - Compliance with ss. 20-21 Evidence Act | 223(L-R) | 5.6.2 |
| Examination for Discovery - Uses - Impeaching Credibility (note procedure requirements) | 223(L-R) | 5.6.2 |
| Examination for Discovery - Uses - Evidence Against Party in Another Suit - Rule 31.11(8) | 223(R) | 5.6.3 |
| Examination for Discovery - Uses - On Motion (Rule 39.04)(1),(2) | 223(R) | 5.6.4 |
| Discovery - Inspection of Property - Right of Inspection (R 32.01) | 223(R) | 6 |
| Inspection of Property (R 32) - Examination For Discovery  SEE: Inspection of Property | 223(R) | 6 |
| Inspection of Property - Available on Action and Application | 223(R) | 6 |
| Inspection of Property - Right of Inspection (R 32.01) - Should be Given Unless it Would Not Assist the Court | 223(R) | 6 |
| Property - Inspection - Discovery - (R 32) | 223(R) | 6 |
| Examination for Discovery - Physical/Mental Exam of Parties - s.105(2) Courts of Justice Act  SEE: Physical/Mental Exam of Parties | 224(L) | 7 |
| Health Practitioner - Definition - s.105(1) (Medical Doctors, Dentists, Psychologists) | 224(L) | 7 |
| Discovery - Deemed Undertaking (R 30.1) - Confidentiality - Exceptions (consent or court order) | 224(R) | 8 |
| Deemed Undertaking (R 30.1)  SEE: Discovery - Deemed Undertaking | 224(R) | 8 |
| Insurance Act - Examination for Discovery - Phys./Mental Exam | 224(L) | 7 |
| Physical/Mental Exam. of Parties - Court Order - Rule 33.02 - s.105(4) CJA | 224(L) | 7 |
| Physical/Mental Exam. of Parties - Health Practitioner | 224(L) | 7 |
| Physical/Mental Exam. of Parties - Procedure - Rule 33 | 224(L) | 7 |
| Physical/Mental Exam. of Parties - Sanctions for Non-Compliance - Rule 33.07 | 224(L) | 7 |
| Physical/Mental Exam. of Parties - Second / Further Examinations -Rule 33.02, s.105(4) CJA | 224(L) | 7 |
| Physical/Mental Exam. of Parties - Statutory Right (e.g. CJA, Insurance Act) | 224(L) | 7 |
| Physical/Mental Exam. of Parties - Under Insurance Act | 224(L) | 7 |
| Confidentiality - Discovery - Deemed Undertaking (R 30.1) | 224(R) | 8 |
| Sanctions - Deemed Undertaking (R 30.1) - Examination For Discovery | 224(R) | 8 |
| Exceptions - Deemed Undertaking - Examination For Discovery | 224(R) | 8 |
| Discovery - Deemed Undertaking (R 30.1) - Use of evidence when more than one lawsuit requires consent/court order | 224(R) | 8 |
| Examination for Discovery - Simplified Procedure - Rule 76 (>$100,000) | 225(L-R) | 9 |
| Simplified Procedure - Rule 76- Examination for Discovery (limited) | 225(L-R) | 9 |
| Offers to Settle & Pre-Trial Procedures | 227(L) | 1 |
| Location of Trial - Rule 13.1.01  SEE: Place of Trial | 227(L-R) | 2 |
| Place of Trial - Generally - Any Place in Ontario named in Orig. Process | 227(L-R) | 2 |
| Trial Location  SEE: Place of Trial | 227(L-R) | 2 |
| Transfer - Place of Trial - Rule 13.1.02(1),(2),(3) - Requires Motion  SEE: Place of Trial | 227(L-R) | 2 |
| Interests of Justice Test - Changing Place of Trial - Rule 13.1.02(2) | 227(L-R) | 2 |
| Place of Trial - Motion to Transfer - Interest of Justice Test | 227(L-R) | 2 |
| Motion to Transfer / Change Place of Trial or Hearing - Place of Trial | 227(L-R) | 2 |
| Balance of Convenience Test - Replaced by Interests of Justice, Test  SEE: Place of Trial | 227(L-R) | 2 |
| Jury Trial - Where Available - s.108(2) CJA | 227(R)-228(L) | 3 |
| Notice - Jury - Rule 47.01 - (Form 47A)  SEE: Jury Trial - Jury Notice  SEE: Trial Procedure - Preliminary Matters - Jury - Jury Notice | 227(R)-228(L) | 3 |
| Dismissal of Action - issued on/after 1/1/12 | 229(R)-230(L) | 4.2 |
| Jury Trial - Jury Notice  SEE: Trial Procedure - Preliminary Matters - Jury - Jury Notice | 227(R)-228(L) | 3 |
| Jury Trial - Pretrial Procedures | 227(R)-228(L) | 3 |
| Jury Trial - Composition of Jury (6) - Selected in Accordance with the Juries Act, s.108(4) CJA | 227(R)-228(L) | 3 |
| Jury Trial - Decision Rules (5 of 6 have to agree) | 227(R)-228(L) | 3 |
| Jury Trial - Jury Notice - Motion to Strike Out - Rule 47 | 227(R)-228(L) | 3 |
| Jury Trial - Motion to Strike Jury Mid-Trial | 227(R)-228(L) | 3 |
| Jury Trial - Number of Jurors (6) | 227(R)-228(L) | 3 |
| Jury Trial - Where Jury Trial Available but Inappropriate - Rule 47 | 227(R)-228(L) | 3 |
| Expedited Trial - Listing for Trial - Rule 48 | 228(R)-229(L) | 4 |
| Listing for Trial - Rule 48 | 228(R)-229(L) | 4 |
| Listing for Trial - Defended Actions - Setting Down - Rule 48.02(1) | 228(R)-229(L) | 4 |
| Listing for Trial - Expedited Trial “Special List” - Rule 48.09 | 228(R)-229(L) | 4 |
| Listing for Trial - Timeline - Defended Actions - Between Setting Down and Listing for Trial (60 days or immediately) | 228(R)-229(L) | 4 |
| Listing for Trial - Toronto Proceedings (certification required) | 228(R)-229(L) | 4 |
| Listing for Trial - Undefended Actions - Rule 48.02(2) | 228(R)-229(L) | 4 |
| Special List - For Expedited Trials (R. 48) | 228(R)-229(L) | 4 |
| Undefended Actions - Setting Down - Rule 48.02(2) | 228(R)-229(L) | 4 |
| Commercial List - Listing for Trial - Subject to Consolidated Practice Direction Concerning the Commercial List (effective July 1, 2014) | 228(R)-229(L) | 4 |
| Listing for Trial - Actions on Commercial List | 228(R)-229(L) | 4 |
| Test for Further Interlocutory Proceedings or Discovery - Substantial or Unexpected Change in Circumstance - Listing for Trial | 229(L-R) | 4.1 |
| Practice Directions - Listing for Trial - Motion to Obtain Trial Date - Commercial List Practice Directions, para. 18 | 228(R)-229(L) | 4 |
| Listing for Trial - Consequences - Deemed Ready for Trial - Rule 48.07 | 229(L-R) | 4.1 |
| Listing for Trial - Consequences - Prohibition on Further Motions & Discovery - No Further Interlocutory Steps | 229(L-R) | 4.1 |
| Listing for Trial - Consequences - Prohibition on Further Motions & Discovery - Exceptions (leave, if "change in circumstance") | 229(L-R) | 4.1 |
| Action dismissed - delay - consent draft order timetable - at least 30 days before dismissal deadline | 229(R)-230(L) | 4.2 |
| Action dismissed - delay - dismissal deadline (5 years) - Rule 48.14(1) | 229(R)-230(L) | 4.2 |
| Action dismissed - delay - dismissal order - Form 48D - Rule 48.14 | 229(R)-230(L) | 4.2 |
| Action dismissed - delay - actions issued on/after January 1st, 2012 | 229(R)-230(L) | 4.2 |
| Action dismissed - delay - motion for status hearing - parties cant consent to timetable | 229(R)-230(L) | 4.2 |
| Action dismissed - delay - Plaintiff has the onus why action shouldn’t be dismissed for delay | 229(R)-230(L) | 4.2 |
| Action dismissed - delay - plaintiff w/disability - Rule 48.14(8) | 229(R)-230(L) | 4.2 |
| Action dismissed - Delay and Abandoned - new r.48.14 (Effective 1/1/15) | 229(R)-230(L) | 4.2 |
| Action dismissed - struck from trial list after 1/1/15 & not restored in 2y - Rule 48.14(1),(2) | 229(R)-230(L) | 4.2 |
| Dismissal - delay - struck from trial list after 1/1/15 & not restored in 2y | 229(R)-230(L) | 4.2 |
| Dismissal of action - delay - consent draft order timetable - at least 30 days before dismissal deadline | 229(R)-230(L) | 4.2 |
| Dismissal of action - delay - dismissal deadline | 229(R)-230(L) | 4.2 |
| Dismissal of action - delay - dismissal order - Form 48D | 229(R)-230(L) | 4.2 |
| Dismissal of action - delay - motion for status hearing | 229(R)-230(L) | 4.2 |
| Dismissal of action - delay - Plaintiff has the onus to show why action shouldn’t be dismissed for delay | 229(R)-230(L) | 4.2 |
| Dismissal of action - delay - plaintiff w/disability - Rule 48.14(8) | 229(R)-230(L) | 4.2 |
| Dismissal of Action - Delay and Abandoned - new r.48.14 (effective 1/1/15) | 229(R)-230(L) | 4.2 |
| Listing for Trial - Action not Listed within 5 years - Rule 48.14 | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - delay - consent draft order timetable - at least 30 days before dismissal deadline | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - delay - dismissal order - Form 48D | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - delay - motion for status hearing | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - delay - Plaintiff has the onus | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - delay - plaintiff w/disability | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - Delay and Abandoned - new r.48.14 (1/1/15) | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - issued on/after 1/1/12 | 229(R)-230(L) | 4.2 |
| Set down trial (Not) - struck from trial list after 1/1/15 & not restored in 2y | 229(R)-230(L) | 4.2 |
| Status Hearing - Onus on Plaintiff to Explain Delay | 229(R)-230(L) | 4.2 |
| Abandonment of Action (R. 48.15) - revoked 1/1/15 (replaced with new r. 48.14) | 229(R)-230(L) | 4.2 |
| Action dismissed - delay - status hearing - court has 2 options (dismiss or proceed) | 229(R)-230(L) | 4.2 |
| Action dismissed - status notice received before 1/1/15 - cease effect | 229(R)-230(L) | 4.2 |
| Action dismissed - struck from list before 1/1/15, not restored by 1/1/17 | 229(R)-230(L) | 4.2 |
| Dismissal - delay - status notice received before 1/1/15 - cease effect | 229(R)-230(L) | 4.2 |
| Dismissal of action - delay - status hearing - court has 2 options (dismiss or allow) | 229(R)-230(L) | 4.2 |
| Listing for Trial - Status Notice | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - delay - status hearing - court has 2 options | 229(R)-230(L) | 4.2 |
| Status Hearing - Disposition | 229(R)-230(L) | 4.2 |
| Status hearing to avoid dismissal for delay | 229(R)-230(L) | 4.2 |
| Status Hearing - Dismissal of an Action for Delay | 229(R)-230(L) | 4.2 |
| Settlements  SEE: Offers to Settle | 230(L) | 5 |
| Offers to Settle - Rule 49 | 230(L) | 5 |
| Offers to Settle - Cost Consequences - Purpose | 230(L-R) | 5.1 |
| Listing for Trial - Court Orders - If it Allows it to Proceed | 229(R)-230(L) | 4.2 |
| Listing for Trial - Transitional Provisions - Dismissal by Registrar (After Status Notice rule changed 1/1/15 caution w/transitional provisions) | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - delay - dismissal deadline | 229(R)-230(L) | 4.2 |
| Action dismissed - delay - court allows it to proceed in 1/4 options | 229(R)-230(L) | 4.2 |
| Action dismissed - status hearing scheduled before 1/1/15 not held | 229(R)-230(L) | 4.2 |
| Action dismissed - Transition - action commenced before 1/1/12 | 229(R)-230(L) | 4.2 |
| Dismissal - delay - status hearing scheduled before 1/1/15 not held | 229(R)-230(L) | 4.2 |
| Dismissal - Delay - struck from list before 1/1/15, not restored by 1/1/17 | 229(R)-230(L) | 4.2 |
| Dismissal - delay - Transition - action commenced before 1/1/12 | 229(R)-230(L) | 4.2 |
| Dismissal of action - delay - court allows it to proceed in 1/4 options | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - delay - court allows it to proceed in 1/4 options | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) - Transition - action commenced before 1/1/12 | 229(R)-230(L) | 4.2 |
| Set down for trial (Not) status notice received before 1/1/15, cease effect | 229(R)-230(L) | 4.2 |
| Set down for trial (Not), status hearing scheduled before 1/1/15 not held | 229(R)-230(L) | 4.2 |
| Set down trial (Not), struck from list before 1/1/15, not restored by 1/1/17 | 229(R)-230(L) | 4.2 |
| Offers to Settle - Applies to: actions; applications; counter-, cross-, third party-claims; partial offers to settle | 230(L-R) | 5.1 |
| Costs Consequences - Offer to Settle   SEE: Offer to Settle - Cost Consequences | 230(L-R) | 5.1 |
| Rule 49 - Offers to Settle  SEE: Offers to Settle - Cost Consequences | 230(L-R) | 5.1 |
| Offers to Settle - Duty to Consider R 49 Offer with Client - Both Principles and Effect | 230(L-R) | 5.1 |
| Consider R 49 Offer with Client - Offer to Settle | 230(L-R) | 5.1 |
| Offers to Settle - One or More Claims | 230(L-R) | 5.1 |
| Offers to Settle - Writing Requirement - Service of Written Offer - Rule 49.02(1) | 230(L-R) | 5.1 |
| Offers to Settle - Binding Contract Effect | 230(R)-230(L) | 5.2 |
| Offers to Settle - Duty to Communicate Offer to Client | 230(R)-230(L) | 5.2 |
| Notice of - Withdrawal of Offer to Settle | 230(R)-230(L) | 5.2 |
| Offers to Settle - Acceptance of - Rule 49.07 - Form 49C (acceptance of offer) | 230(R)-230(L) | 5.2 |
| Offers to Settle - Duty to Encourage Settlement Whenever Possible to do so in Reasonable Manner - Rule 3.2-4 Professional Conduct | 230(R)-230(L) | 5.2 |
| Offers to Settle - Lawyer may Bind Client | 230(R)-230(L) | 5.2 |
| Offers to Settle - Lawyer's Duty to Encourage Settlement | 230(R)-230(L) | 5.2 |
| Offers to Settle - Obligation to Communicate Offer to Client (through counsel) | 230(R)-230(L) | 5.2 |
| Obligation to Encourage Settlement - Offers to Settle | 230(R)-230(L) | 5.2 |
| Offers to Settle - Solicitor may Bind Client Unless Client has Given Limited Authority + Opposing Side has Knowledge | 230(R)-230(L) | 5.2 |
| Offers to Settle - Withdrawal of - Rule 49.04(1)-(2) - Form 49B | 230(R)-230(L) | 5.2 |
| Solicitor - Duty to Convey All Settlement Offers | 230(R)-230(L) | 5.2 |
| Offers to Settle - Costs Included in Offer to Settle | 231(L) | 5.3 |
| Offers to Settle - Where Offer is Silent on Costs - Rule 49.07(5) | 231(L) | 5.3 |
| Offers to Settle- Failure to Comply with Accepted Offer - Rule 49.09 | 231(R) | 5.4 |
| Offers to Settle - Cost Consequences in Rejecting Reasonable Offer - R. 49.10 | 231(R)-232(L-R) | 5.5 |
| Costs - Consequences - Offers to Settle - Rule 49.10  SEE: Offers to Settle - Cost Consequences | 231(R)-232(L-R) | 5.5 |
| Offers to Settle - Cost Consequences - Offer by Plaintiff / Defendant | 231(R)-232(L-R) | 5.5 |
| Offers to Settle - Cost Consequences - Summary of Cost Consequences | 231(R)-232(L-R) | 5.5 |
| Partial Indemnity - Costs - Refusing Offers to Settle | 231(R)-232(L-R) | 5.5 |
| Substantial Indemnity Costs - Offers to Settle | 231(R)-232(L-R) | 5.5 |
| Offers to Settle - Cost Consequences re Rule 49.10 - Inapplicable | 231(R)-232(L-R) | 5.5 |
| Offer to Settle - Prerequisite to Cost Consequences (R 49.10) | 232(R) | 5.6 |
| Offer to Settle - Three Fundamental Prerequisites of Rule 49.10 | 232(R) | 5.6 |
| Prerequisite to Cost Consequences (R 49.10) - Offer to Settle | 232(R) | 5.6 |
| Offer to Settle - Applicability of Cost Consequences - Rule 49.03 | 232(R) | 5.6 |
| Discretion of Court - Offer to Settle - Rule 49.13 | 233(L) | 5.7 |
| Offers to Settle - Cost Consequences - Multiple Defendants - Joint and Several Liability - Rule 49.11(a),(b)(i),(ii) | 233(L-R)-234(L-R) | 5.8 |
| Offers to Settle - Multiple Defendants - Rule 49.11-12 | 233(L-R)-234(L-R) | 5.8 |
| Offer to Settle - Court’s Discretion (even where non compliance) - Rule 49.13 | 233(L) | 5.7 |
| Offers to Settle - Multiple Defendants - Application of Cost Consequences | 233(L-R)-234(L-R) | 5.8 |
| Offer to Settle - Multiple Defendants - Prerequisite for Cost Consequences - Rule 49.11(a),(b)(i),(ii) | 233(L-R)-234(L-R) | 5.8 |
| Prerequisite for Cost Consequences - Multiple Defendants - Offer to Settle | 233(L-R)-234(L-R) | 5.8 |
| Cost Consequences, Perquisites - Multiple Defendants - Offer to Settle | 233(L-R)-234(L-R) | 5.8 |
| Offers to Settle - Cost Consequences - Multiple Defendants - Joint and Several Liability - Offer to Contribute (R 49.12) | 233(L-R)-234(L-R) | 5.8 |
| Joint and Several Liability - Offers to Settle - Multiple Defendants | 233(L-R)-234(L-R) | 5.8 |
| Multiple Defendants - Joint and Several Liability - Multiple Defendants - Offer to Settle | 233(L-R)-234(L-R) | 5.8 |
| Offers to settle - Cost Orders Against Unsuccessful Defendants | 234(R) | 5.8.1 |
| Bullock Order- Offers to settle - unsuccessful defendants | 234(R) | 5.8.1 |
| Sanderson Order- Offers to settle - unsuccessful defendants | 234(R) | 5.8.1 |
| Offers to Settle - Counter-, Cross-, and Third-Party Claims | 234(R) | 5.9 |
| Pre-Trial Conference - Failure to Schedule Pre-Trial Conference -Timing -Rule 50.02(2) | 235(L-R) | 6.1.2 |
| Offers to Settle - Disability, Parties - Rule 49.08 | 235(L) | 5.10 |
| Offers to Settle - Disability, Approval of Settlement by Judge - Rule 7.08 | 235(L) | 5.10 |
| Disability, Parties - Offers to Settle - Judicial Approval - Rule 7.08 | 235(L) | 5.10 |
| Offers to Settle - Duty to Inform the Registrar - Rule 48.12 (mandatory) | 235(L) | 5.11 |
| Conferences - Rule 50 (enabling) | 235(L) | 6 |
| Pre-Trial Conference - Purpose | 235(L) | 6.1.1 |
| Pre-Trial Conference - Judge or Case Management Master - Rule 50 | 235(L) | 6.1.1 |
| Pre-Trial Conference - Scheduling the Pre-Trial Conference | 235(L-R) | 6.1.2 |
| Scheduling with Registrar - Timing - Pre-Trial Conference | 235(L-R) | 6.1.2 |
| Pre-Trial Conference - Documents to Make Available - Rule 50.11 | 235(R) | 6.1.3 |
| Pre-Trial Conference - Expert Reports | 235(R) | 6.1.3 |
| Pre-Trial Conference - Pre-Trial Briefs | 235(R) | 6.1.3 |
| Pre-Trial Conference - Attendance, Parties - Rule 50.05(1) | 236(L) | 6.1.4 |
| Video Conference, Attendance - Pre-trial Conference - Rule 1.08 | 236(L) | 6.1.4 |
| Pre-Trial Conference - Conduct of Parties | 236(L) | 6.1.5 |
| Conduct, Parties - Pre-Trial Conference | 236(L) | 6.1.5 |
| Pre-Trial Conference - Different Judge for Trial (unless unanimous written consent) - Confidentiality | 236(R) | 6.1.5(b) |
| Pre-Trial Conference - Fix Date for Trial and Estimated Duration of Trial | 236(L) | 6.1.5(a) |
| Pre-Trial Conference - Matters Discussed - Rule 50.06 | 236(L) | 6.1.5(a) |
| Pre-Trial Conference - Orders - any order “necessary or advisable" (but should not be significant or contentious) | 236(R) | 6.1.5(c) |
| Pre-Trial Conference - Procedure at Conference | 236(R) | 6.1.5(c) |
| Pre-Trial Conference - Timetable (by judge or CM master) | 236(R) | 6.1.5(c) |
| Pre-Trial Conference - Pre-trial Conference Report (by presiding judge or master) | 236(R)-237(L) | 6.1.5(d) |
| Report, Pre-Trial - Pre-Trial Conference Report | 236(R)-237(L) | 6.1.5(d) |
| Case Conference - Telephone Access - If Party Requires that Person’s Approval to Settle - Rule 50.13(3) | 237(L-R) | 6.2 |
| Case Conference - Case Management Judge/Master Powers - Rule 50.13(6) | 237(L-R) | 6.2 |
| Case Conference - Counsel must be Prepared - Knowledge of facts and Issues | 237(L-R) | 6.2 |
| Case Conference - Participation person/teleconference/video | 237(L-R) | 6.2 |
| Case Conference - Action & Application - Rule 50.13 - new rule 1/1/15 | 237(L-R) | 6.2 |
| Commercial List Practice Direction - Pre-Trial Conference | 237(L) | 6.1.6 |
| Pre-Trial Conference - Commercial List Practice Direction | 237(L) | 6.1.6 |
| Pre-Trial Conference - Practice Directions | 237(L) | 6.1.6 |
| Admissions - Request to Admit (R. 51) - Form 51A | 237(R) | 7 |
| Admissions - Request to Admit (R. 51) - When Used? | 237(R) | 7.1 |
| Request to Admit - Rule 51 - Admissions - Form 51A  SEE: Admissions - Request to Admit | 237(R) | 7.1 |
| Admissions - Request to Admit (R. 51) - Business Records | 237(R) | 7.1 |
| Admissions - Request to Admit (R. 51) - Notice - s.35 (3) Evidence Act | 237(R) | 7.1 |
| Admissions - Request to Admit (R. 51) - Timeline - Serve Notice (<20 days) | 237(R) | 7.1 |
| Admissions - Request to Admit (R. 51) - Deemed Admissions - Rule 51.03(3) | 237(R) | 7.2 |
| Admissions - Request to Admit (R. 51) - Response - Content (specific) | 237(R) | 7.2 |
| Admissions - Request to Admit (R. 51) - Response (20 days) - Form 51B | 237(R) | 7.2 |
| Admissions, Order Based On - Motion for Judgment as a Result of | 238(L-R) | 7.4 |
| Admissions - Withdrawal of Admission (on consent or with leave) - Rule 51.05 | 238(L) | 7.3 |
| Admissions, Order Based On - Summary Judgment | 238(R) | 7.4 |
| Simplified Procedure - Rule 76 SEE: Actions Commenced under Simplified Procedure R 76 | 238(R) | 8 |
| Evidence - Types: Witness Testimony, Admissions, Documentary | 239(L) | 1 |
| Evidence - overview - preparation for trial | 239(L) | 1 |
| Evidence - overview - Witnesses - lawyer’s primary consideration in selecting witnesses | 239(L) | 2 |
| Evidence - Simplified Procedure - R 76 | 239(L) | 2.1 |
| Duty of Fairness, Objective, Non-Partisan and Related to Expertise -Expert Witness | 240(L) | 2.3 |
| Evidence - Witness - Simplified Procedure | 239(L) | 2  2.1 |
| Evidence - Statements - Witnesses | 239(R) | 2.2 |
| Statement - Witnesses - Evidence | 239(R) | 2.2 |
| Evidence - Contact Witnesses via Counsel - Rule 7.2-6 | 239(R) | 2.2.1 |
| Contacting Witnesses (via Counsel) - Evidence - Rule 7.2-6 | 239(R) | 2.2.1 |
| Evidence - Witness Statements - Questioning | 239(R) | 2.2.2 |
| Questioning Witnesses - Evidence | 239(R) | 2.2.2 |
| Evidence - Witness Statements - Content | 239(R)-240(L) | 2.2.3 |
| Content, Witness Statement - Evidence | 239(R)-240(L) | 2.2.3 |
| Evidence - Expert Witness - Service of Expert Report (R. 53.03) | 240(R) | 2.3.1 |
| Service, Expert Report - Evidence - Experts - (R. 53.03) | 240(R) | 2.3.1 |
| Expert Reports - Service of (R. 53.03) | 240(R) | 2.3.1 |
| Timeline for Serving Expert Reports - Experts - Evidence | 240(R) | 2.3.1 |
| Evidence - Experts (opinions)  SEE ALSO: Evidence at Trial - Expert Witness  SEE ALSO: Expert Witness  SEE ALSO: Experts | 240(L) | 2.3 |
| Evidence - Experts - Duty of Fairness, Objective and Non-Partisan | 240(L) | 2.3 |
| Duty to Provide Other Assistance as Court Requests - Rule 4.1.01 - Experts - Evidence | 240(L) | 2.3 |
| Duty of Fairness - Expert Witnesses | 240(L) | 2.3 |
| Experts - Duty to Provide Other Assistance as Court Requests - Rule 4.1.01 | 240(L) | 2.3 |
| Evidence - Witness Statements - Signing/Verification | 240(L) | 2.2.4 |
| Verification/Signing - Witness Statements - Evidence | 240(L) | 2.2.4 |
| Evidence - Assess Strengths & Weaknesses - Witness Statements | 240(L) | 2.2.5 |
| Late Service of Expert Report - Experts - Evidence | 240(R) | 2.3.1 |
| Evidence - Expert - Late Service of Expert Reports | 240(R) | 2.3.1 |
| Expert Report, Late Service - Evidence | 240(R) | 2.3.1 |
| Evidence - Experts - Preparing Expert Report | 240(R) | 2.3.2 |
| Experts - Preparing Expert Report - Evidence | 240(R) | 2.3.2 |
| Preparing Expert Report - Evidence | 240(R) | 2.3.2 |
| Evidence - Other Expert Reports - Practice Point | 240(R) | 2.3.3 |
| Other Expert Reports - Evidence - Practice Point | 240(R) | 2.3.3 |
| Evidence - Experts - Attendance and Fee | 240(R)-241(L) | 2.3.4 |
| Attendance and Fee - Experts - Evidence | 240(R)-241(L) | 2.3.4 |
| Experts - Attendance and Fee - Evidence | 240(R)-241(L) | 2.3.4 |
| Evidence - Choice of Witnesses at Trial - Factors to Consider -Experts | 241(L) | 2.4 |
| Factors to Consider in Calling Witnesses - Experts - Evidence | 241(L) | 2.4 |
| Choice of Witnesses at Trial - Experts - Evidence | 241(L) | 2.4 |
| Evidence - Witness - Evidence Before Trial - Outside Ontario | 241(R) | 2.5.1 |
| Evidence - Witness - Before Trial with Leave - R. 36 | 241(L-R) | 2.5 |
| Evidence - Witness - Can't Attend Trial - Taking Evidence From | 241(L-R) | 2.5 |
| Witness Who Cant Attend -Taking Evidence - Evidence | 241(L-R) | 2.5 |
| Evidence Before Trial - Rule 36  SEE: Evidence - Witness - Before Trial with Leave | 241(L-R) | 2.5 |
| Taking Evidence from Witness Before Trial | 241(L-R) | 2.5 |
| Evidence - Order of Witnesses | 241(R)-242(L) | 2.6 |
| Order of Witnesses - Evidence | 241(R)-242(L) | 2.6 |
| Witness, Order of - Evidence | 241(R)-242(L) | 2.6 |
| Evidence - Witness - Evidence Before Trial, Not a Form of Discovery | 241(R) | 2.5.2 |
| Evidence Before Trial, Not Discover - Evidence - Witnesses | 241(R) | 2.5.2 |
| Evidence - Before Trial with Leave - Use of Evidence - Rule 36.04 | 241(R) | 2.5.3 |
| Evidence - Taken Before Trial - Rules of Evidence Apply | 241(R) | 2.5.4 |
| Affidavit Evidence Before Trial with Leave (R. 53.02(1)) | 241(R) | 2.5.5 |
| Evidence - Affidavits - Admissible (R. 53.02(1)) | 241(R) | 2.5.5 |
| Evidence - Before Trial with Leave - Affidavits (R. 53.02(1)) | 241(R) | 2.5.5 |
| Evidence - Party as First Witness | 242(L) | 2.6.1 |
| Evidence - Strong Finish | 242(L) | 2.6.2 |
| Adverse Inference - Failure to Call a Witness - Evidence | 242(L) | 2.7 |
| Evidence - Witness - Adverse Inference for Failure to Call | 242(L) | 2.7 |
| Evidence - Failure to Call Witness - Adverse Inference | 242(L) | 2.7 |
| Evidence - Witness - Re-Interview | 242(L)-242(R) | 2.8 |
| Evidence - Witness - Reviewing Discrepancies with Witness (Re Interview) | 242(L)-242(R) | 2.8 |
| Re-Interview Witness -Evidence | 242(L)-242(R) | 2.8 |
| Reviewing Discrepancies in Testimony - Re-Interview Witness | 242(L)-242(R) | 2.8 |
| Evidence - Weak Evidence | 242(R) | 2.8.1 |
| Weak Evidence - Evidence | 242(R) | 2.8.1 |
| Instructions to Witness - Evidence | 242(R) | 2.9 |
| Evidence - Witness - Acknowledge Discussion with Counsel | 242(R) | 2.8.2 |
| Discussion of Testimony with Counsel before Trial is Okay, Acknowledge -Evidence | 242(R) | 2.8.2 |
| Evidence - Instructions to Witness (dress, tone, memorization etc) | 238(R) | 2.9 |
| Evidence - Review Exhibits and Documents | 243(L) | 2.9.4 |
| Review Exhibits and Documents - Evidence | 243(L) | 2.9.4 |
| Evidence - Witness - Cross-examination - Preparation | 243(L) | 2.9.5 |
| Cross Examination - Preparation - Evidence | 243(L) | 2.9.5 |
| Evidence - Guidelines, Cross-examination - Instructions to Witness for Answering Questions on Cross | 243(L)-243(R) | 2.9.6 |
| Evidence - Witness - Instructions on Cross-Examination | 243(L)-243(R) | 2.9.6 |
| Guidelines - Cross Examination, Answers - Evidence | 243(L)-243(R) | 2.9.6 |
| Evidence - Witness - Summons to Witness - Ontario Residents (Form 53A) - Rule 53.04(1) | 243(R) | 2.10 |
| Summons to Witness (at Hearing) (Form 53A) - Evidence - Rule 53.04(1) | 243(R) | 2.10 |
| Evidence - Summons to Witness - Issuance and Service (personal service required) | 243(R) | 2.10.1 |
| Evidence - Witness - Summons to Witness - Service and Issuance | 243(R) | 2.10.1 |
| Service and Issuance - Witnesses - Evidence | 243(R) | 2.10.1 |
| Evidence - Witness - Summons to Witness - Non-Ontario Residents | 243(R)-244(L) | 2.10.2 |
| Summons to Witness Outside Ontario | 243(R)-244(L) | 2.10.2 |
| Witness Outside Ontario - Summons - Evidence | 243(R)-244(L) | 2.10.2 |
| Evidence - Trial Date - Witnesses to be Informed/Prepared | 243(R) | 2.9.7 |
| Trial Date - Evidence - Witnesses to be Informed/Prepared | 243(R) | 2.9.7 |
| Witness -   SEE: Evidence - Witness - Summons  SEE: Evidence Before Trial - Witness  SEE: Evidence at Trail - Expert Witnesses  SEE: Evidence - Experts  SEE: Expert Witnesses | 243(R) 241(L)  240(L) | 2.10 2.5  2.3 |
| Pleadings - Admissions - Evidence | 244 (L) | 3.1 |
| Adverse Party - Evidence Act s, 8 (compellable witness)  SEE: Evidence - Admissions - Adverse Party Admissions | 244(L)  244(R) | 2.10.3  3.2.4 |
| Admissions - Discovery Examinations/Transcripts - Rule 31.11 | 244(L-R) | 3.2 |
| Discovery Transcript - Admissions - Rule 31.11 | 244(L-R) | 3.2 |
| Evidence - Admissions - Discovery Examinations/Transcripts | 244(L-R) | 3.2 |
| Evidence - Admissions - Examinations for Discovery /Transcripts | 244(L-R) | 3.2 |
| Adverse Party Compellable as Witness - Summons or Notice of Intention to Call) | 244(L) | 2.10.3  2.10.4 |
| Evidence - Adverse Party - Compellable (Evidence Act, s.8) - Summons or Notice of Intention to Call | 244(L) | 2.10.3  2.10.4 |
| Evidence - Witness - Summons to Witness - Adverse Party can be Compelled (Evidence Act, s.8) - Summons or Notice of Intention to Call | 244(L) | 2.10.3  2.10.4 |
| Notice of - Intention to Call (Person as a Witness) (R. 53.07(2)) | 244(L) | 2.10.4 |
| Admissions   SEE ALSO: Evidence - Admissions | 244(L) | 3 |
| Evidence - Admissions | 244(L) | 3 |
| Admissions - Evidence | 244(L) | 3 |
| Admissions - Deemed Admissions (in Pleadings) - Rule 25.07 | 244(L) | 3.1 |
| Admissions - Pleadings (RR. 25.07, 25.09) | 244(L) | 3.1 |
| Evidence - Admissions - Deemed Admissions (in Pleadings) | 244(L) | 3.1 |
| Evidence - Admissions - in Pleadings (RR. 25.07, 25.09) | 244(L) | 3.1 |
| Admissions - Hearsay in Discovery Exams Admissible at trial | 244(R) | 3.2.1 |
| Hearsay on Discovery - Admissions - Evidence | 244(R) | 3.2.1 |
| Evidence - Admissions - Hearsay in Discovery Exams Admissible at trial | 244(R) | 3.2.1 |
| Hearsay - Discovery - Admissible at Trial | 244(R) | 3.2.1 |
| Admissions - Impeachment - Rule 31.11(2) | 244(R) | 3.2.3 |
| Evidence - Admissions - Impeachment - Rule 31.11(2) | 244(R) | 3.2.3 |
| Impeachment, Rule 31.11(2) - Admissions - Evidence | 244(R) | 3.2.3 |
| Admissions - Adverse Party Admissions - Use at Trial - Rule 31.11(1) | 244(R) | 3.2.4 |
| Adverse Party, Admissions - Use at Trial - Rule 31.11(1) | 244(R) | 3.2.4 |
| Evidence - Admissions - Adverse Party Admissions - Use at Trial | 244(R) | 3.2.4 |
| Admissions - Pre-Trial Conference and Other Sources | 244(R)-245(L) | 3.3 |
| Evidence - Admissions - Pre-Trial Conference and Other Sources | 244(R)-245(L) | 3.3 |
| Evidence - Documentary Evidence - Organization of | 245(L-R) | 4.2 |
| Organization - Documentary Evidence - Evidence | 245(L-R) | 4.2 |
| Evidence - Admissions - Requests to Admit - Rule 51 | 244(R)-245(L) | 3.3 |
| Request to Admit - Rule 51 - Admissions - Evidence | 244(R)-245(L) | 3.3 |
| Admissions - Agreed Statement of Facts | 245(L) | 3.4 |
| Evidence - Admissions - Agreed Statement of Facts | 245(L) | 3.4 |
| Agreed Statement of Facts - Admissions - Evidence | 245(L) | 3.4 |
| Documentary Evidence -   SEE: Evidence - Documentary | 245(L) | 4 |
| Documents - Discovery Process, Obtained   SEE: Discovery - of Documents | 245(L) | 4 |
| Evidence - Documentary - Generally | 245(L) | 4 |
| Privacy Legislation (PIPEDA) - Documentary Evidence - Evidence | 245(L) | 4.1 |
| PIPEDA - Privacy Legislation - Documentary Evidence - Evidence | 245(L) | 4.1 |
| Evidence - Privacy Legislation (PIPEDA) - Documentary Evidence | 245(L) | 4.1 |
| Brief of Documents - Documentary Discovery - Evidence | 245(R) | 4.3 |
| Evidence - Documentary - Brief of Documents (if parties agree, often allowed) | 245(R) | 4.3 |
| Evidence - Documentary - Proving Documents | 245(R) | 4.4 |
| Proof of Documents  SEE: Evidence - Documentary - Proving documents | 245(R) | 4.4 |
| Evidence - Trial Brief - Contents of | 246(L-R) | 5 |
| Trial Brief | 246(L-R) | 5 |
| Evidence - Documentary - Proving Documents - Evidence Act | 246(L) | 4.4.1 |
| Evidence - Proving Documents - Evidence Act  SEE: Evidence - Documentary - Proving Documents | 246(L) | 4.4.1 |
| Evidence Act - Proving Documents - ss. 24-29 and 31-35  SEE: Evidence - Documentary - Proving Documents | 246(L) | 4.4.1 |
| Evidence - Business Records - Admissible - s. 35 | 246(L) | 4.4.2 |
| Evidence - Business Records - Notice Requirements | 246(L) | 4.4.2 |
| Business Records - Evidence - s. 35 | 246(L) | 4.4.2 |
| Evidence - Documentary - Proving Documents - Medical Reports - s.52 | 246(L) | 4.4.3 |
| Evidence - Medical Reports - Admissible with leave & notice - s.52 | 246(L) | 4.4.3 |
| Medical Records - Proving Documents - Evidence - s.52 | 246(L) | 4.4.3 |
| Evidence - Documentary - Proving Documents - Telegrams, Letters, -s.55 | 246(L) | 4.4.4 |
| Evidence - Letter, Shipping Bill, Receipt, etc. | 246(L) | 4.4.4 |
| Evidence - Telegrams, Letters, etc. | 246(L) | 4.4.4 |
| Evidence - Written Document | 246(L) | 4.4.4 |
| Evidence - Canada Evidence Act | 246(L) | 4.4.5 |
| Canada Evidence Act - Proving Documents - Evidence | 246(L) | 4.4.5 |
| Evidence - Documentary - Canada Evidence Act | 246(L) | 4.4.5 |
| Evidence - Trial Brief - Notes for opening/closing arguments and cross- examination | 246(R) | 5.1 |
| Brief of Law - Submit to judge at beginning of trial | 246(R) | 5.2 |
| Trial Brief - Brief of Law - Contents - Submission to Trial Judge | 246(R) | 5.2 |
| Trial Procedure - Preliminary Matters - Failure to Attend at Trial - Judgment Varied as Just - r. 52.01(2), r. 3 RCP | 247(L-R) | 2.1 |
| Failure to Attend at Trial - Judgment Varied as Just - r. 52.01(2)-(3) RCP | 247(L-R) | 2.1 |
| Attendance at Trial - Failure - Judgment Varied as Just - r. 52.01(2)-(3) RCP | 247(L-R) | 2.1 |
| Trial Procedure | 247(L) | 1 |
| Failure to Attend at Trial | 247(L-R) | 2.1 |
| Attendance at Trial - Failure to attend | 247(L-R) | 2.1 |
| Trial Procedure - Preliminary Matters - Failure to Attend at Trial - Absence of All Parties - r. 52.01(1) RCP | 247(L-R) | 2.1 |
| Trial Procedure - Preliminary Matters - Failure to Attend at Trial - Absence of One Party - r. 52.01(2)(a) RCP | 247(L-R) | 2.1 |
| Failure to Attend at Trial - Absence of All Parties - r. 52.01(1) RCP | 247(L-R) | 2.1 |
| Failure to Attend at Trial - Absence of One Party - r. 52.01(2)(a) RCP | 247(L-R) | 2.1 |
| Attendance at Trial - Failure - Absence of All Parties - r. 52.01(1) RCP | 247(L-R) | 2.1 |
| Attendance at Trial - Failure - Absence of One Party - r. 52.01(2)(a) RCP | 247(L-R) | 2.1 |
| Adjournment - of Trial - Discretion of Judge - r. 52.02 RCP  SEE: Trial Procedure - Preliminary Matters - Adjournment of Trial | 247(R) | 2.2 |
| Trial Procedure - Preliminary Matters - Adjournment of Trial Discretion of Judge - r. 52.02 RCP | 247(R) | 2.2 |
| Compelling Reason - Adjournment of Trial | 247(R) | 2.2.1 |
| Trial Procedure Preliminary Matters - Adjournment of Trial - Compelling Reason | 247(R) | 2.2.1 |
| Trial Procedure - Preliminary Matters - Adjournment of Trial - Discretionary | 247(R) | 2.2.2 |
| Discretion - Adjournment | 247(R) | 2.2.2 |
| Trial Procedure - Preliminary Matters - Adjournment of Trial - Judge's Discretion | 247(R) | 2.2.2 |
| Trial Procedure - Preliminary Matters - Adjournment of Trial - Notice of Motion | 247(R)-248(L) | 2.2.3 |
| Trial Procedure - Preliminary Matters - Adjournment of Trial - Opposed | 247(R)-248(L) | 2.2.3 |
| Trial Procedure - Preliminary Matters - Adjournment of Trial - When Adjournment may be Opposed | 247(R)-248(L) | 2.2.3 |
| Trial Procedure Preliminary Matters - Adjournment of Trial - Affidavit | 247(R)-248(L) | 2.2.3 |
| Trial Procedure - Preliminary Matters - Amending Pleadings - Motion to Amend - r. 26.01 RCP | 248(L) | 2.3 |
| Trial Procedure - Preliminary Matters - Amending Pleadings - Motion to Amend - r. 26.01 RCP | 248(L) | 2.3.1 |
| Trial Procedure - Preliminary Matters - Amending Pleadings - Notice of Motion- r. 26.01 RCP | 248(L) | 2.3.1 |
| Trial Procedure Preliminary Matters - Amending Pleadings - s. 26.01 RCP | 248(L) | 2.3.1 |
| Trial Procedure - Preliminary Matters - Amending Pleadings - Leave Required - r. 26.01 RCP | 248(L) | 2.3.2 |
| Trial Procedure - Preliminary Matters - Amending Pleadings - Test - Grant unless Prejudice - r. 26.01 RCP | 248(L) | 2.3.2 |
| Evidence - Experts - Number Permitted (s. 12 Ont. Ev. Act; s. 7 Canada Ev. Act)  SEE: Bank of America v. Mutual Trust (3 each) | 248(L)  248(L-R) | 2.4.1  2.4.2 |
| Expert Witnesses - Number Permitted (s. 12 Ont. Ev. Act; s. 7 Canada Ev. Act)  SEE: Bank of America v. Mutual Trust (3 each) | 248(L)  248(L-R) | 2.4.1  2.4.2 |
| Experts - Number of Expert Witnesses Permitted (s. 7 Ont. Ev. Act; s. 12 Canada)  SEE: Bank of America v. Mutual Trust (3 each) | 248(L)  248(L-R) | 2.4.1  2.4.2 |
| Experts - Witnesses - # Permitted (s. 7 Ont. Ev. Act; s. 12 Canada)  SEE: Bank of America v. Mutual Trust (3 each) | 248(L)  248(L-R) | 2.4.1  2.4.2 |
| Trial Procedure - Preliminary Matters - Expert Witnesses - Limit on # - s. 7 Ont. Ev. Act, s. 12 Can Ev. Act  SEE: Bank of America v. Mutual Trust (3 each) | 248(L)  248(L-R) | 2.4.1  2.4.2 |
| Bank of America v. Mutual Trust - Limit on # of Expert Witnesses - 3 each | 248(L-R) | 2.4.2 |
| Trial Procedure - Preliminary Matters - Motion - Expert Witnesses - Exceed Limit on # of | 248(L-R) | 2.4.2 |
| Trial Procedure - Preliminary Matters - Jury - Jury Notice - Motion to Strike - r. 47.01, r. 47.02 RCP | 248(R) | 2.5 |
| Trial Procedure - Preliminary Matters - Jury - Jury Notice - Timing of Motion to Strike - r. 47.01, r. 47.02 RCP | 248(R) | 2.5 |
| Trial Procedure - Preliminary Matters - Jury - Jury Notice - Discretion to Try Without Jury - Proper Case - r. 47.02(3) RCP | 248(R) | 2.5 |
| Jury - Selection   SEE: Trial Procedure - Preliminary Matters - Jury - Jury Selection | 248(R) | 2.6 |
| Juries Act | 248(R) | 2.6.1 |
| Jury Panel (100 prospective jurors) | 248(R) | 2.6.1 |
| Trial Procedure - Preliminary Matters - Jury - Jury Selection - Eligible Jurors - Reside ON, Can City, 18 in Year Before Jury Selection | 248(R) | 2.6.1 |
| Trial Procedure - Preliminary Matters - Jury - Jury Selection - Ineligible Jurors | 248(R)-259(L) | 2.6.2 |
| Jurors - Number of (6) | 249(L) | 2.6.3 |
| Trial Procedure - Preliminary Matters - Jury - Jury Selection | 249(L) | 2.6.3 |
| Jury Challenges - s. 33 Juries Act | 249(L) | 2.6.4 |
| Peremptory Jury Challenge - s. 33 Juries Act | 249(L) | 2.6.4 |
| Trial Procedure - Preliminary Matters - Jury - Jury Challenges - s. 33 Juries Act | 249(L) | 2.6.4 |
| Trial Procedure - Preliminary Matters - Jury - Peremptory Challenges - s. 33 Juries Act | 249(L) | 2.6.4 |
| Trial Procedure - Preliminary Matters - Jury - No Challenge for Cause Procedure - s. 33 Juries Act | 249(L) | 2.6.4 |
| Trial Procedure - Preliminary Matters - Jury - Information on Jurors | 249(L-R) | 2.6.5 |
| Trial Procedure - Preliminary Matters - Jury - Juror Information | 249(L-R) | 2.6.5 |
| Juror Information | 249(L-R) | 2.6.5 |
| Information on Jurors | 249(L-R) | 2.6.5 |
| Preliminary Matters - Excluding Witness - r. 52.06 RCP | 249(R)-250(L) | 2.7 |
| Trial Procedure - Preliminary Matters - Witness - Excluding Witness - r. 52.06 RCP | 249(R)-250(L) | 2.7 |
| Trial Procedure - Preliminary Matters - Witness - Excluding Witness - May not Include Party - May not Include Witness Whose Presence Essential - r. 52.06(2) RCP | 249(R)-250(L) | 2.7 |
| Witness - Excluding Witness - May not Include Party - May not Include Witness Whose Presence Essential - r. 52.06(2) RCP | 249(R)-250(L) | 2.7 |
| Excluding Witness - May not Include Party - May not Include Witness Whose Presence Essential - r. 52.06(2) | 249(R)-250(L) | 2.7 |
| Trial Procedure - Preliminary Matters - Witness - Excluding Witness - Expert Witness Exception | 249(R)-250(L) | 2.7 |
| Excluding Witness - Expert Witness Exception | 249(R)-250(L) | 2.7 |
| Witness - Excluding - r. 52.06 RCP | 249(R)-250(L) | 2.7 |
| Witness - Exclusion of - r. 52.06 RCP  SEE: Trial Procedure - Preliminary Matters - Witness - Excluding Witness | 249(R)-250(L) | 2.7 |
| Preliminary Matters - Jury - Jury Selection - Guidelines  SEE: Trial Procedure - Preliminary Matters - Jury | 249(R) | 2.6.6 |
| Guidelines - Jury | 249(R) | 2.6.6 |
| Excluding Witnesses - r. 52.06 RCP | 249(R)-250(L) | 2.7 |
| Trial Procedure - Preliminary Matters - Witness - Excluding Witness - No Communication of Evidence if Excluded Unless Leave - r. 52.06(3) RCP | 249(R)-250(L) | 2.7 |
| Excluding Witness - No Communication of Evidence if Excluded Unless Leave - r. 52.06(3) RCP | 249(R)-250(L) | 2.7 |
| Witness - Excluding - No Communication of Evidence if Excluded Unless Leave - r. 52.06(3) RCP | 249(R)-250(L) | 2.7 |
| Evidence at Trial | 249(L) | 3 |
| Trial - Evidence -   SEE: Evidence at Trial | 249(L) | 3 |
| Ontario Evidence Act - Evidence at Trial | 250(L) | 3.2 |
| Canada Evidence Act - Evidence at Trial | 250(L) | 3.2 |
| Evidence Act - Evidence at Trial | 250(L) | 3.2 |
| Evidence at Trial - Telephone or Video ok - r. 1.08(1)(4) RCP | 250(L) | 3.3 |
| Telephone - Evidence at Trial - r. 1.08(1)(4) RCP | 250(L) | 3.3 |
| Video Conference - Evidence at Trial - r. 1.08(1)(4) | 250(L) | 3.3 |
| Evidence at Trial - General Rule - Oral Evidence | 250(L-R) | 3.4 |
| Evidence at Trial - Oral Evidence - General Rule | 250(L-R) | 3.4 |
| Affidavit - Evidence - Admissibility - Discretion to Allow | 250(L-R) | 3.4 |
| Affidavit - Evidence - Admissibility - Discretion to Allow - Unless Adverse Party Requires for Cross-Ex - r. 53.02(1) RCP | 250(L-R) | 3.4 |
| Affidavit - Evidence - Admissibility - Discretion to Allow - Judge May Vary - r. 53.02(2) RCP | 250(L-R) | 3.4 |
| Evidence at Trial - Affidavit Evidence | 250(L-R) | 3.4 |
| Evidence - Witness - Expert - r. 53.03 RCP  SEE: Evidence at Trial - Expert Witness  SEE: Evidence - Experts  SEE: Expert Witness  SEE: Experts  SEE: Examination for Discovery - Experts | 250(R) | 3.5 |
| Expert Reports  SEE: Evidence at Trial - Expert Witness - Report | 250(R) | 3.5 |
| Expert Witnesses  SEE: Evidence at Trial - Expert Witness  SEE: Evidence - Experts | 250(R) | 3.5 |
| Evidence at Trial - Expert Witness - Report - r. 53.03(1) RCP - Information Required - r. 53.03(2.1) RCP - 90 Days Before Pre-Trial | 250(R) | 3.5 |
| Evidence at Trial - Expert Witness - Report - Respond to Expert Witness - r. 53.03(2) RCP - Information Required - r. 53.03(2.1) RCP - 60 Days Before Pre-Trial | 250(R) | 3.5 |
| Evidence at Trial - Expert Witness - Report - Failure to Serve - r. 53.03(3) RCP - Witness May Not Testify Unless Leave | 250(R) | 3.5 |
| Evidence at Trial - Expert Witness - Report - Supplementary Report -Must be Served 30 Days Prior to Trial - r. 55.03(3) RCP | 250(R) | 3.5 |
| Evidence at Trial - Expert Witness - Report - Schedule for Service - r. 55.03(2.2) RCP - Within 60 days of Action (Generally) | 250(R) | 3.5 |
| Evidence at Trial - Expert Witness - Report - Service Required | 250(R) | 3.5 |
| Evidence at Trial - Expert Witness - Report - Timing of | 250(R) | 3.5 |
| Evidence at Trial - Expert Witness - Testimony - No New Fields Not Already in Report - Thorogood v. Bowden - May Expand and Amplify on Report in Testimony | 250(R) | 3.5 |
| Thorogood v Bowden - Expert May Expand and Amplify on Report in Testimony | 250(R) | 3.5 |
| Evidence Act - Medical Reports - Practitioner - s. 52 | 250(R) | 3.6 |
| Evidence at Trial - Medical Report | 250(R) | 3.6 |
| Evidence at Trial - Medical Report - Practitioner Prepares Report | 250(R) | 3.6 |
| Ontario Evidence Act - Medical Reports - Practitioner - s. 52 | 250(R) | 3.6 |
| Practitioner - Medical - Definition | 250(R) | 3.6 |
| Evidence at Trial - Expert Witness - Medical Report | 251(L) | 3.6.1 |
| Evidence at Trial - Medical - Practitioner - Definition - s. 52 | 251(L) | 3.6.1 |
| Medical Expert Report - Evidence at Trial | 251(L) | 3.6.1 |
| Medical Report - Evidence at Trial | 251(L) | 3.6.1 |
| Evidence at Trial - Expert Witness - Medical Report - Conditions of Use (Leave and Notice) | 251(L) | 3.6.1 |
| Evidence at Trial - Medical Report - Conditions of Use (Leave and Notice) | 251(L) | 3.6.1 |
| Evidence at Trial - Interpreter Available | 251(L-R) | 3.7 |
| Interpreter - Available at Trial - rr. 53.01(5)-(6) RCP | 251(L-R) | 3.7 |
| Evidence at Trial - Expert Witness - Medical Report - Evidence of Practitioner  Ferraro v. Lee - Party not Required to Both File Report and Call Doctor  Stribbel v Bhalla - Party can Demand Doctor/Expert Appear for Cross-ex of Report | 251(L) | 3.6.2 |
| Evidence of Practitioner  Ferraro v. Lee - Party not Required to Both File Report and Call Doctor  Stribbel v Bhalla - Party can Demand Doctor/Expert Appear for Cross-ex of Report | 251(L) | 3.6.2 |
| Evidence of Practitioner - Costs  Ferraro v. Lee - Party not Required to Both File Report and Call Doctor  Stribbel v Bhalla - Party can Demand Doctor/Expert Appear for Cross-ex of Report | 251(L) | 3.6.2 |
| Evidence at Trial - Medical Report - Evidence of Practitioner  Ferraro v. Lee - Party not Required to File Report and Call Doctor  Stribbel v Bhalla - Party can Demand Doctor/Expert Appear for Cross-ex of Report | 251(L) | 3.6.2 |
| Stribbel v Bhalla - Party can Demand Doctor/Expert Appear for Cross-ex of Report | 251(L) | 3.6.2 |
| Ferraro v. Lee - Party not Required to File Report and Call Doctor | 251(L) | 3.6.2 |
| Evidence at Trial - Expert Witness - Medical Report - Medical Report vs. Expert Report - If Medical Opinion then Both Medical and Expert | 251(L) | 3.6.3 |
| Evidence at Trial - Medical Report - Medical Report vs. Expert Report - If Medical Opinion then Both Medical and Expert | 251(L) | 3.6.3 |
| Evidence at Trial - Medical Report - Rules vs. Evidence Act - If Medical Opinion then Both Medical and Expert | 251(L) | 3.6.3 |
| Medical Report vs. Expert Report - If Medical Opinion then Both Medical and Expert | 251(L) | 3.6.3 |
| Evidence at Trial - Witness - Compelling Attendance at Trial - r. 53.04(7) RCP | 251(R) | 3.8.1 |
| Compelling Attendance at Trial - r. 53.04(7) RCP | 251(R) | 3.8.1 |
| Evidence at Trial - Witness may be Detained - r. 53.04(8) RCP | 251(R) | 3.8.1 |
| Evidence at Trial - Witness may Pay Costs - r. 53.04(8) RCP | 251(R) | 3.8.1 |
| Witness may be Detained - r. 53.04(8) RCP | 251(R) | 3.8.1 |
| Witness may Pay Costs - r. 53.04(8) RCP | 251(R) | 3.8.1 |
| Evidence at Trial - Witness - Failure to Attend - Consequences - r. 53.04(7) RCP | 251(R) | 3.8.1 |
| Evidence at Trial - Witness - Summons to Witness / Warrant for arrest - r. 53.04(7) RCP | 251(R) | 3.8.1 |
| Adverse Party - As Witness at Trial - r. 53.07 RCP  SEE: Evidence at Trial - Calling Adverse Party as Witness | 251(R) | 3.9 |
| Evidence at Trial - Calling Adverse Party as Witness - r. 53.07 RCP | 251(R) | 3.9 |
| Evidence at Trial - Witness - Adverse Party - r. 53.07 RCP | 251(R) | 3.9 |
| Evidence at Trial - Witness - Right to Cross-Examine Adverse Party - r. 53.07(5) RCP | 251(R) | 3.9 |
| Evidence at Trial - Witness - Adverse Party - Sanctions for Failure to Testify r. 53.07(7) RCP | 251(R) | 3.9 |
| Evidence at Trial - Witness - Adverse Party - Sanctions for Failure to Testify r. 53.07(7) RCP | 251(R) | 3.9 |
| Evidence at Trial - Adverse Party - Right to Cross-Examine Adverse Party - r. 53.07(5) RCP | 251(R) | 3.9 |
| Evidence at Trial - Adverse Party - Sanctions for Failure to Testify r. 53.07(7) RCP - Failure to Disclose Documents on Discovery - r. 30.08(1) RCP - Failure to Abandon Claim of Privilege - r. 30.09 RCP - Refusal to Disclose Information on Discovery - r. 31.07 RCP - Failure to Correct Answers on Discovery - r. 31.09 RCP - Failure to Serve an Expert’s Report - r. 53.03 (3) RCP - Judge will Adjourn unless Prejudice or Undue Delay - r. 53.08 RCP | 251(R) | 3.9 |
| Administration of Justice Act - Witness in Custody - r. 53.06 RCP | 251(R) | 3.8.2 |
| Evidence at Trial - Witness - Witness in Custody - r. 53.06 RCP | 251(R) | 3.8.2 |
| Witness in Custody - Evidence at Trial - r. 53.06 RCP | 251(R) | 3.8.2 |
| Evidence at Trial - Admissible with Leave (if fail to do certain specific things) - r. 53.07 - r. 53.07(7) RCP - Failure to Disclose Documents on Discovery - r. 30.08(1) RCP - Failure to Abandon Claim of Privilege - r. 30.09 RCP - Refusal to Disclose Information on Discovery - r. 31.07 RCP - Failure to Correct Answers on Discovery - r. 31.09 RCP - Failure to Serve an Expert’s Report - r. 53.03 (3) RCP - Judge will Adjourn unless Prejudice or Undue Delay - r. 53.08 RCP | 252(L) | 3.10 |
| Evidence at Trial - Leave Required to Tender Certain Evidence - Types -r. 53.07(7) RCP - Failure to Disclose Documents on Discovery - r. 30.08(1) RCP - Failure to Abandon Claim of Privilege - r. 30.09 RCP - Refusal to Disclose Information on Discovery - r. 31.07 RCP - Failure to Correct Answers on Discovery - r. 31.09 RCP - Failure to Serve an Expert’s Report - r. 53.03 (3) RCP - Judge will Adjourn unless Prejudice or Undue Delay - r. 53.08 RCP | 252(L) | 3.10 |
| Evidence at Trial - Where Leave Required (R. 53.07) - r. 53.07(7) RCP - Failure to Disclose Documents on Discovery - r. 30.08(1) RCP - Failure to Abandon Claim of Privilege - r. 30.09 RCP - Refusal to Disclose Information on Discovery - r. 31.07 RCP - Failure to Correct Answers on Discovery - r. 31.09 RCP - Failure to Serve an Expert’s Report - r. 53.03 (3) RCP - Judge will Adjourn unless Prejudice or Undue Delay - r. 53.08 RCP | 252(L) | 3.10 |
| Leave Required Evidence (R. 53.07) - r. 53.07(7) RCP - Failure to Disclose Documents on Discovery - r. 30.08(1) RCP - Failure to Abandon Claim of Privilege - r. 30.09 RCP - Refusal to Disclose Information on Discovery - r. 31.07 RCP - Failure to Correct Answers on Discovery - r. 31.09 RCP - Failure to Serve an Expert’s Report - r. 53.03 (3) RCP - Judge will Adjourn unless Prejudice or Undue Delay - r. 53.08 RCP | 252(L) | 3.10 |
| Evidence at Trial - Failure to Prove Fact or Document - r. 52.10 RCP | 252(L) | 3.11 |
| Failure to Prove Fact or Document | 252(L) | 3.11 |
| Failure to Prove Document or Fact | 252(L) | 3.11 |
| Exhibits  SEE: Trial Procedure - Exhibits | 252(L) | 4 |
| Trial - Exhibits  SEE: Trial Procedure - Exhibits | 252(L) | 4 |
| Trial Procedure - Exhibits - Marking and Numbering of - Mechanical - r. 52.04 RCP - Numbered Consecutively | 252(L) | 4.1 |
| Trial Procedure - Exhibits - Foundation | 252(L-R) | 4.2 |
| Trial Procedure - Exhibits - Marking - As Soon as Witness ID - Before Substantive Questioning on Document | 252(R) | 4.3 |
| Trial Procedure - Exhibits - Return of - Lawyer can Request after Judgment with Consent of All Parties - r. 52.04(2) RCP - Otherwise Remain w/ Registrar until Appeal time Expires or Appeal Disposed - r. 52.04(4) RCP | 252(R) | 4.4 |
| Presenting the Case | 252(R) | 5 |
| Presenting the Case - Lawyer with Onus of Proof Must Begin | 252(R)-253(L) | 5.1 |
| Opening Statements - Pleadings Ought not to be Referred as not Evidence | 253(L-R) | 5.3; 5.3.1 |
| Presenting the Case - Opening Statements - Pleadings Ought not to be Referred as not Evidence | 253(L-R) | 5.3; 5.3.1 |
| Order of Presentation - r. 52.07(1) RCP - Plaintiff to Make Opening Address Unless TJ Directs Otherwise  SEE: Presenting the Case | 253(L) | 5.2 |
| Presentation Order - r. 52.07(1) RCP - Plaintiff to Make Opening Address Unless TJ Directs Otherwise  SEE: Presenting the Case | 253(L) | 5.2 |
| Presenting the Case - Order of Presentation - r. 52.07(1) RCP - Plaintiff to Make Opening Address Unless TJ Directs Otherwise | 253(L) | 5.2 |
| Presenting the Case - Judge's Discretion to Change Order If BOP on D or 2+ D - r. 52.07(2) RCP | 253(L) | 5.2.1 |
| Presenting the Case - Order Determined by Judge - Judge's Discretion to Change Order If BOP on D or 2+ D - r. 52.07(2) RCP | 253(L) | 5.2.1 |
| Opening Statements - Evidence and Issues - Outline Evidence then State Issue - Judge Exclusive Right to Instruct on Law | 253(R) | 5.3.2 |
| Opening Statements - No Argument to be Used - Caution when Referencing Law as TJ has Authority | 253(R)-254(L) | 5.3.3 |
| Presenting the Case - Examination-in-Chief - Anticipating Cross-Exam | 254(L-R) | 5.4.2 |
| Examination in Chief  SEE: Presenting the Case - Examination-in-Chief | 254(L) | 5.4 |
| Presenting the Case - Examination-in-Chief - TJ to Exercise Control to Prevent Harassment/Embarrassment - r. 53.01(2) RCP - TJ May Disallow Vexatious/Irrelevant Qs - TJ May Permit Leading Qs if W Unwilling or Unable to Respond - r. 53.01(4) RCP | 254(L) | 5.4 |
| Presenting the Case - Examination-in-Chief - Leading Questions - Q Should Not Suggest Answer - Permitted if Matter not in Dispute/Prelim (Ex: ID, Address, Background) - Expert Can Be Led Through CV | 254(L) | 5.4.1 |
| Questions - Leading Questions  SEE: Presenting the Case - Examination in Chief - Leading Question  SEE: Presenting the Case - Cross-Examination - Leading Questions | 254(L)  257(L) | 5.4.1  5.5.7 |
| Leading Questions  SEE: Presenting the Case - Examination in Chief - Leading Question  SEE: Presenting the Case - Cross-Examination - Leading Questions | 254(L)  257(L) | 5.4.1  5.5.7 |
| Presenting the Case - Examination-in-Chief - Leading Questions Inapprop. | 254(L) | 5.4.1 |
| Presenting the Case - Examination-in-Chief - Omission by Witness - Answer to Leading Q not as Persuasive | 254(R) | 5.4.3 |
| Omission by Witness  SEE: Presenting the Case - Examination-in-Chief - Omission by Witness | 254(R) | 5.4.3 |
| Witness - Omission of Detail  SEE: Presenting the Case - Examination-in-Chief - Omission by Witness | 254(R) | 5.4.3 |
| Presenting the Case - Refreshing Memory | 254(R) | 5.4.4 |
| Presenting the Case - Refreshing Memory - Contemporaneous Requirement of Documents - Contemporaneity to Be Established Beforehand | 254(R) | 5.4.4 |
| Presenting the Case - Refreshing Memory - Cross-Examination on Document Used - Extends to Whole Document | 254(R) | 5.4.4 |
| Presenting the Case - Refreshing Memory - Tools That Can be Relied On | 254(R) | 5.4.4 |
| Refreshing Memory -   SEE: Presenting the Case - Refreshing Memory | 254(R) | 5.4.4 |
| Witness - Memory  SEE: Presenting the Case - Refreshing Memory | 254(R) | 5.4.4 |
| Prior Inconsistent Statement  SEE: Presenting the Case - Prior Inconsistent Statement - Adverse Witness  SEE: Presenting the Case - Cross-Examination - Prior Inconsistent Statement | 255(L-R)  256(R) | 5.4.5  5.5.5 |
| Presenting the Case - Prior Inconsistent Statement - Adverse Witness | 255(L-R) | 5.4.5 |
| Impeachment | 255(L-R) | 5.4.5 |
| Presenting the Case - Prior Inconsistent Statement | 255(L-R) | 5.4.5 |
| Adverse Witness - Prior Inconsistent Statement | 255(L-R) | 5.4.5 |
| Ontario Evidence Act - Inconsistent Statement - s. 23 Evidence Act - Circumstances of Statement to be Mentioned  SEE: Presenting the Case - Prior Inconsistent Statement | 255(L) | 5.4.5(a) |
| Inconsistent Statement - s. 23 Ontario Evidence Act - Circumstances of Statement to be Mentioned  SEE: Presenting the Case - Prior Inconsistent Statement | 255(L) | 5.4.5(a) |
| Inconsistent Statement by Adverse Witness  SEE: Adverse - Definition - Unfavourable - not Hostile - Wawanesa Mutual Insurance Co. v. Hanes | 255(L-R) | 5.4.5 |
| Presenting the Case - Prior Inconsis. Statement - Canada Evidence Act - Adversity Not Required to Cross-Examine Specific Inconsis. Statement - Cross-Ex in General only if Witness Adverse | 255(L-R) | 5.4.5(c) |
| Canada Evidence Act - Prior Inconsistent Statement - Adversity not Required to Cross-Examine on Inconsistent Statement | 255(L-R) | 5.4.5(c) |
| Presenting the Case - Prior Inconsis. Statement - Canada Evidence Act - Adversity not Required for Cross-Examination on Statement | 255(L-R) | 5.4.5(c) |
| Presenting the Case - Prior Inconsis. Statement - Canada Evidence Act | 255(L-R) | 5.4.5(c) |
| Hostile - Definition - Reference Re R v. Coffin - Hostile - Not Giving Evidence Fairly with Desire to Tell Truth due to hostile Animus Toward Prosecution | 255(L) | 5.4.5(b) |
| Adverse - Definition - Unfavourable - not Hostile - Wawanesa Mutual Insurance Co. v. Hanes | 255(L) | 5.4.5(b) |
| Adverse - Definition - Unfavourable - not Hostile - Wawanesa Mutual Insurance Co. v. Hanes - Adverse if Testimony Contradicts Prior Statement Or Witness Assumes Position Opposite to Party Calling + Prior Inconsistent Statement Shown | 255(L) | 5.4.5(b) |
| Wawanesa Mutual Insurance Co. v. Hanes - Adverse - Definition - Unfavourable - Not Hostile | 255(L) | 5.4.5(b) |
| Cross-Examination   SEE: Presenting the Case - Cross-examination | 256(L) | 5.5 |
| Cross-Examination - Who may be Cross-Examined - Any Party Adverse | 256(L) | 5.5 |
| Who May Be Cross-Examined - Any Party Adverse | 256(L) | 5.5 |
| Presenting the Case - Cross-Examination | 256(L) | 5.5 |
| Presenting the Case - Cross-Examination - Who May be Cross-Examined - Any Party Adverse | 256(L) | 5.5 |
| Duty of Expert  SEE: Presenting the Case - Evidence of Expert - Duty of Expert | 255(R) | 5.4.6 |
| Presenting the Case - Evidence of Expert - Duty of Expert | 255(R) | 5.4.6 |
| Presenting the Case - Evidence of Expert - Duty of Expert - Opinion that is Fair, Objective, Non-Partisan, Related, Additional Assistance - r. 4.1.01 RCP | 255(R) | 5.4.6 |
| Evidence - Experts - Qualifying | 255(R) | 5.4.6 |
| Evidence at Trial - Expert Witness - Qualifying Expert | 255(R) | 5.4.6 |
| Expert Witnesses - Qualifying | 255(R) | 5.4.6 |
| Evidence at Trial - Expert Witness - Qualifying Expert - Objections to | 255(R) | 5.4.6 |
| Evidence of Expert - Presenting the Case | 255(R) | 5.4.6 |
| Presenting the Case - Cross-Examination - Discrediting Witness - Prior Inconsistent Statement | 256(R) | 5.5.5 |
| Prior Inconsistent Statement - Cross Examination - Discrediting Witness | 256(R) | 5.5.5 |
| Presenting the Case - Prior Inconsis. Statement - To Discredit | 256(R) | 5.5.5 |
| Adverse - Definition - Evidence Act | 256(L) | 5.5.1 |
| Adverse Party - Definition - Direct Pecuniary or Substantial Legal Interest Adverse to Other Party | 256(L) | 5.5.1 |
| Presenting the Case - Cross-examination - Adverse Party - Defined - Direct Pecuniary or Substantial Legal Interest Adverse to Other Party | 256(L) | 5.5.1 |
| Presenting the Case - Cross-examination - Adverse Party - Co-Plaintiffs Must Appear by Same Lawyer - Only 1 May Cross-Ex | 256(L) | 5.5.1 |
| Presenting the Case - Cross-examination - Adverse Party - Co-Defendants Separately Rep. May Both Cross-Ex Plaintiff | 256(L) | 5.5.1 |
| Co-Plaintiffs - Cross-Ex | 256(L) | 5.5.1 |
| Co-Defendants - Cross-Ex | 256(L) | 5.5.1 |
| Presenting the Case - Cross-examination - Adverse Party - Order of Cross-Ex of Defendants - Judge Discretion Based on Fairness - Usually Order of Record | 256(L) | 5.5.1 |
| Order of Cross-Ex of Defendants - Judge Discretion Based on Fairness - Usually Order of Record | 256(L) | 5.5.1 |
| Discrediting Witness -   SEE: Presenting the Case - Cross-Examination | 256(L) | 5.5.2 |
| Presenting the Case - Cross-Examination - Purpose of - Obtain Admissions or Proof of Facts Advantageous - Discredit or Contradict Witness | 256(L) | 5.5.2 |
| Purpose of Cross-Ex - Obtain Admissions or Proof of Facts Advantageous - Discredit or Contradict Witness | 256(L) | 5.5.2 |
| Collateral Matters - Cross-Examination - Discrediting Based on Collateral - Once Witness Leaves Box Cannot be Contradicted on Purely Collateral subj. Exceptions | 256(L) | 5.5.3 |
| Presenting the Case - Cross-Examination - Discrediting Witness - Collateral Matters - Once Witness Leaves Box Cannot be Contradicted on Purely Collateral subj. Exceptions | 256(L) | 5.5.3 |
| Bias / Partiality - Witness | 256(L-R) | 5.5.4 |
| Presenting the Case - Cross-Examination - Discrediting Witness - Bias, Partiality | 256(L-R) | 5.5.4 |
| Witness - Bias / Partiality | 256(L-R) | 5.5.4 |
| Presenting the Case - Cross-Examination - Discrediting Witness - Proof of Previous Statement | 256(R) | 5.5.5(a) |
| Presenting the Case - Prior Inconsis. Statement - Proof of | 256(R) | 5.5.5(a) |
| Proof of Previous Statement - Cross Examination | 256(R) | 5.5.5(a) |
| Proof of Oral Statement - ss. 20-21 Ontario Evidence Act; ss. 10-11 Canada Evidence Act - Circumstances to be Mentioned to Witness - Witness to be Asked if Statement Made | 256(R) | 5.5.5(b) |
| Ontario Evidence Act ss. 20-21; Canada Evidence Act ss. 10-11 - Proof of Oral Statement - Circumstances to be Mentioned to Witness - Witness to be Asked if Statement Made | 256(R) | 5.5.5(b) |
| Canada Evidence Act ss. 10-11; Ontario Evidence Act ss. 20-21 - Proof of Oral Statement - Circumstances to be Mentioned to Witness - Witness to be Asked if Statement Made | 256(R) | 5.5.5(b) |
| Convictions - Use to Discredit Witness - s. 22(1) Ontario Evidence Act - s. 12 Canada Evidence Act - Certificate of Conviction to Prove - ID of Witness to be Made by Another Witness | 256(R)-257(L) | 5.5.6 |
| Presenting the Case - Cross-Examination - Discrediting Witness - Prior Convictions - s. 22(1) Ontario Evidence Act - s. 12 Canada Evidence Act - Certificate of Conviction to Prove - ID of Witness to be Made by Another Witness | 256(R)-257(L) | 5.5.6 |
| Prior Convictions - Use To Discredit Witness - s. 22(1) Ontario Evidence Act - s. 12 Canada Evidence Act - Certificate of Conviction to Prove - ID of Witness to be Made by Another Witness | 256(R)-257(L) | 5.5.6 |
| Ontario Evidence Act s. 22(1) - Canada Evidence Act s. 12 | 256(R)-257(L) | 5.5.6 |
| Canada Evidence Act s. 12 - Ontario Evidence Act s. 22(1) | 256(R)-257(L) | 5.5.6 |
| Presenting the Case - Cross-Examination - Listen and Watch - Eye Contact Important | 257(R) | 5.5.9 |
| Listen and Watch - Presenting the Case - Cross-Examination - Eye Contact Important | 257(R) | 5.5.9 |
| Eye Contact Important - Cross-Examination - Listen and Watch | 257(R) | 5.5.9 |
| Presenting the Case - Cross-Examination - Questioning Guidelines - Leading Questions Preferred Over Open - Lawyer Should Already Know Answer | 257(L) | 5.5.7 |
| Questioning Guidelines - Cross-Examination - Leading Questions Preferred Over Open - Lawyer Should Already Know Answer | 257(L) | 5.5.7 |
| Presenting the Case - Cross-Examination - Leading Questions | 257(L) | 5.5.7 |
| Presenting the Case - Cross-Examination - Basis for Questions | 257(L) | 5.5.7 |
| Presenting the Case - Cross-Examination - Guidelines for Good Cross - Leading Questions Preferred Over Open - Lawyer Should Already Know Answer | 257(L) | 5.5.7 |
| Guidelines for Cross-Ex - Leading Questions Preferred Over Open - Lawyer Should Already Know Answer | 257(L) | 5.5.7 |
| Cross-Ex - Guidelines - Leading Questions Preferred Over Open -Lawyer Should Already Know Answer | 257(L) | 5.5.7 |
| Basis for Questions on Cross-Examination - R. v. Lyttle - Examiner May Put Any Fact to Witness as Long as Good-Faith Basis | 257(L) | 5.5.7 |
| Good Faith Basis for Questions on Cross-Examination - R. v. Lyttle - Examiner May Put Any Fact to Witness as Long as Good-Faith Basis | 257(L) | 5.5.7 |
| R. v. Lyttle -Examiner May Put Any Fact to Witness as Long as Good-Faith Basis | 257(L) | 5.5.7 |
| Harassment of Witnesses - Cross-Examination - Judge to Protect if Harassed or Demeaned - r. 53.01(2) RCP | 257(R) | 5.5.8 |
| Presenting the Case - Cross-Examination - Harassment of Witnesses - Judge to Protect if Harassed or Demeaned - r. 53.01(2) RCP | 257(R) | 5.5.8 |
| Unfavourable Answer on Cross-Ex, Move On - Presenting the Case - Substantial Points - Brevity | 257(R) | 5.5.10 |
| Presenting the Case - Cross-Examination - Substantial Points - Unfavourable Answer on Cross-Ex, Move On - Brevity | 257(R) | 5.5.10 |
| Substantial Points - Presenting the Case - Unfavourable Answer on Cross-Ex, Move On - Brevity | 257(R) | 5.5.10 |
| Presenting the Case - Re-Examination - Purpose of - May Explain, Clarify, Minimize or Limit Effect of Testimony Given on Cross-Ex | 258(L) | 5.6 |
| Re-Examination - May Explain, Clarify, Minimize or Limit Effect of Testimony Given on Cross-Ex  SEE: Presenting the Case - Re-Examination | 258(L) | 5.6 |
| Evidence - Experts - Cross-Examination - Simple Language - Illuminate Flaws as Discredit Completely Unlikely | 257(R) | 5.5.11 |
| Expert Witnesses - Cross-Examination - Simple Language - Illuminate Flaws as Discredit Completely Unlikely | 257(R) | 5.5.11 |
| Presenting the Case - Cross-Examination - Expert Witnesses - Simple Language - Illuminate Flaws as Discredit Completely Unlikely | 257(R) | 5.5.11 |
| Witness - Expert - Cross-Examination - Simple Language - Illuminate Flaws as Discredit Completely Unlikely | 257(R) | 5.5.11 |
| Re-Examination - Scope of - Cannot Ask Witness to Repeat What Said on Ex in Chief - Must Relate to Cross-Ex - Unless Leave - If Leave, New Matter Subject to Further Cross-Ex - Witness can Correct Mistake Made in Cross-Ex - Witness Can Explain Prior Inconsistent Statement | 258(L) | 5.6.1 |
| Presenting the Case - Re-Examination - Scope of - Cannot Ask Witness to Repeat What Said on Ex in Chief - Must Relate to Cross-Ex - Unless Leave - If Leave, New Matter Subject to Further Cross-Ex - Witness can Correct Mistake Made in Cross-Ex - Witness Can Explain Prior Inconsistent Statement | 258(L) | 5.6.1 |
| Presenting the Case - Objections | 258(R) | 5.7 |
| Presenting the Case - Objections - Factors to Consider | 258(R) | 5.7 |
| Objections (at trial)   SEE: Presenting the Case - Objections | 258(R) | 5.7 |
| Presenting the Case - Re-Examination - Re-Examination Immediately after Cross-Examination - Lawyer Cannot Discuss Re-Examination Evidence with Witness Beforehand | 258(L) | 5.6.2 |
| Re-Examination - Timing Of - Immediately After Cross-Examination - Lawyer Cannot Discuss Re-Examination Evidence with Witness Beforehand | 258(L) | 5.6.2 |
| Presenting the Case - Re-Examination - Pitfalls - Unpredictable Witness Answers - May be Better to Explain Through Other Witness | 258(L) | 5.6.3 |
| Pitfalls - Re-Examination - Unpredictable Witness Answers - May be Better to Explain Through Other Witness | 258(L) | 5.6.3 |
| Presenting the Case - Objections - When to - If Question Improper - When Answer Called For is Hearsay - Must be Before Answer Given - If Question Proper but Answer Improper - Must be Made as Soon as Impropriety Apparent - If Insignificant, Do Not Object | 258(R) | 5.7 |
| Presenting the Case - Objections - How to - Announce Basis | 258(R) | 5.7.1 |
| Presenting the Case - Objections - Sustaining (Judge Agrees) - Overruling (Judge Disagrees) | 258(R) | 5.7.1 |
| Presenting the Case - Objections - Excusing Jury or Witness | 258(R)-259(L) | 5.7.2 |
| Excusing Jury or Witness - Objections | 258(R)-259(L) | 5.7.2 |
| Presenting the Case - Objections - Common Objections to Questions - Common Objections to Answers - List of | 259(L) | 5.7.3 |
| Common Objections to Questions - Common Objections to Answers - List | 259(L) | 5.7.3 |
| Motions - Non-Suit | 259(R) | 5.8 |
| Motions - Defendant - Non-Suit | 259(R) | 5.8 |
| Defendant - Motion – Non-Suit | 259(R) | 5.8 |
| Plaintiff’s case - Conclusion - Motion - Non-suit | 259(R) | 5.8 |
| Conclusion - Plaintiff's case - Motion - Non-suit | 259(R) | 5.8 |
| FL Receivables Trust 2002-A v. Cobrand Foods Ltd. (2007) - Non-Suit Motion - Civil Non-Jury Trial - Little Practical Value | 259(R) | 5.8 |
| Prima facie case - Failed to Establish - Motion for non-suit | 259(R) | 5.8 |
| Presenting the Case - Objections - Reply Evidence - Not Admissible to Reinforce Earlier Evidence - Must Critique, Rebut, Challenge, Refute, or Otherwise Disprove Defence’s Evidence | 259(R) | 5.9 |
| Reply Evidence  SEE: Presenting the Case - Objections - Reply Evidence | 259(R) | 5.9 |
| Presenting the Case - Objections - Consequences | 259(L-R) | 5.7.4 |
| Response to Objection  SEE: Presenting the Case - Objections - Response to (from Counsel) | 259(L-R) | 5.7.4 |
| Presenting the Case - Objections - Response to (from Counsel) - Counsel Responds to Judge Demonstrating Appropriateness - If Sustained, Lawyer Asking Must Rephrase - If Witness Answered - Lawyer Raising Objection Should Ask Witness’s Answer be Struck | 259(L-R) | 5.7.4 |
| Closing Arguments  SEE: Presenting the Case - Closing Arguments / Statements - Presentation | 259(R) | 5.10 |
| Closing Statement  SEE: Presenting the Case - Closing Arguments / Statements - Presentation | 259(R) | 5.10 |
| Presenting the Case - Closing Arguments / Statements - Presentation | 259(R)-260(L) | 5.10.1 |
| Presenting the Case - Closing Arguments / Statements - Presentation - Address Specific Answers Jury Will be Called on to Answer | 259(R)-260(L) | 5.10.1 |
| Presenting the Case - Closing Arguments / Statements - Points of Law - Burden of Proof, Relief Sought - Relevant Case Law to be Mentioned | 260(L) | 5.10.2 |
| Presenting the Case - Closing Arguments / Statements - Approach - Pointed - Lawyer Should not Indicate Belief or Opinion - Frank - Deal with Difficulties with Candour | 260(L) | 5.10.3 |
| Presenting the Case - Closing Arguments / Statements - Questions -Decide Whether to Answer Bench’s Q Immediately or Later On | 260(L-R) | 5.10.4 |
| Questions During Closing Arguments | 260(L-R) | 5.10.4 |
| Presenting the Case - Closing Arguments / Statements - Delivery - Reading Notes Detracts | 260(R) | 5.10.5 |
| Presenting the Case - Simplified Procedure - r. 76 RCP - Action May Proceed by Summary Trial if Parties Agree or Pre-Trial Conference Judge or Case Management Master Orders - Evidence in Chief Primarily by Affidavit - Examination Time Limited unless TJ Orders Otherwise - Court Must Decide Case at End of Hearing - r. 76.12 RCP | 260(R) | 5.11 |
| Simplified Procedure - Presenting the Case - Evidence and Cross-Examining - r. 76 RCP - Action May Proceed by Summary Trial if Parties Agree or Pre-Trial Conference Judge or Case Management Master Orders - Evidence in Chief Primarily by Affidavit - Examination Time Limited unless TJ Orders Otherwise - Court Must Decide Case at End of Hearing - r. 76.12 RCP | 260(R) | 5.11 |
| r. 76 RCP - Simplified Procedure - Action May Proceed by Summary Trial if Parties Agree or Pre-Trial Conference Judge or Case Management Master Orders - Evidence in Chief Primarily by Affidavit - Examination Time Limited unless TJ Orders Otherwise - Court Must Decide Case at End of Hearing - r. 76.12 RCP | 260(R) | 5.11 |
| Judgments and Orders | 261(L) | 1 |
| Judgments | 261(L) | 1 |
| Orders | 261(L) | 1 |
| Judgment - Definition - RCP r. 1.03 RC | 261(L) | 1.1 |
| Judgment - Definition - Interlocutory Matters | 261(L) | 1.1 |
| Interlocutory Matters - Not A Judgment | 261(L) | 1.1 |
| Judgment - Final Judgment - More than One - When Given | 261(L) | 1.1 |
| Judgment - Final Judgment - Multiple - When Given | 261(L) | 1.1 |
| Multiple Final Judgments - When Given | 261(L) | 1.1 |
| Final Judgment - Multiple - When Given | 261(L) | 1.1 |
| Order - Definition | 261(L) | 1.1 |
| Applications - Disposition By Order - Examples | 261(L-R) | 1.1 |
| Orders - Means of Disposition - Examples | 261(L-R) | 1.1 |
| Proceedings - Disposition By Order - Examples | 261(L-R) | 1.1 |
| Res Judicata - Does Not Apply - No Disposition on Merits | 261(R) | 1.1 |
| Judgment - Endorsement | 261(R)-262(L) | 1.2 |
| Judgment - Reasons for | 261(R)-262(L) | 1.2 |
| Orders - Endorsements and Reasons | 261(R)-262(L) | 1.2 |
| Orders - Reasons for | 261(R)-262(L) | 1.2 |
| Endorsements and Reasons - RCP r. 59.02 RCP | 261(R) | 1.2 |
| Endorsement - Definition | 261(R) | 1.2 |
| Endorsement - Where Required | 261(R) | 1.2 |
| Endorsement - Where Not Required | 261(R) | 1.2 |
| Written Reasons - Appellate Court - Endorsement Not Required - RCP r. 59.02(2)(a) | 261(R) | 1.2 |
| Endorsement - Written Reasons | 261(R) | 1.2 |
| Appellate Court - Written Reasons Given | 261(R) | 1.2 |
| Written Reasons - Appellate Court | 261(R) | 1.2 |
| Reference to Reasons - RCP r. 59.02(2)(b) | 261(R) | 1.2 |
| Orders - Must be Endorsed | 261(R) | 1.2 |
| Orders - Binds Parties - Reasons Do Not Bind | 261(R)-262(L) | 1.2 |
| Reasons for Decision - Do Not Bind | 261(R)-262(L) | 1.2 |
| Reasons for Judgment - Do Not Bind | 261(R)-262(L) | 1.2 |
| Appeal Order Itself - Not Reasons | 261(R)-262(L) | 1.2 |
| Res Judicata - Does It Apply? | 262(L) | 1.2 |
| Nunc Pro Tunc - Retrospective Orders | 262(L) | 1.3 |
| Orders - Retrospective | 262(L) | 1.3 |
| Retrospective Orders - Nunc Pro Tunc | 262(L) | 1.3 |
| Orders - Nunc Pro Tunc | 262(L) | 1.3 |
| Orders - Final - Definition | 262(L-R) | 1.4 |
| Final Order - Definition | 262(L-R) | 1.4 |
| Orders - Final vs. Interlocutory | 262(L-R) | 1.4 |
| Appeal - Route of - CJA ss. 6, 17, 19 | 262(L-R) | 1.4 |
| CJA ss. 6, 17, 19 - Route for Appeal | 262(L-R) | 1.4 |
| Interlocutory Orders - Types of | 262(L-R) | 1.4 |
| Orders - Interlocutory - Types of | 262(L-R) | 1.4 |
| Final Orders - Types of | 262(R)-263(L) | 1.4 |
| Orders - Final - Types of | 262(R)-263(L) | 1.4 |
| Orders - Non-Parties - Appeal | 263(L) | 1.4 |
| Non-Parties - Orders | 263(L) | 1.4 |
| Judgment - Final Judgment | 263(L) | 1.5 |
| Judgment - Final or Interlocutory | 263(L) | 1.5 |
| Drafting, Settling and Signing Orders - RCP rr. 59.03-59.04 | 263(L)-264(L) | 1.6 |
| Drafting Order | 263(L)-264(L) | 1.6 |
| Date Order Effective - When Made - RCP r. 59.01 | 263(L) | 1.6 |
| Orders - Effective Date - RCP r. 59.01 | 263(L) | 1.6 |
| Orders - Date Effective | 263(L) | 1.6 |
| Orders - Forms Of | 263(R) | 1.6 |
| Forms of Order | 263(R) | 1.6 |
| Orders - Language Of | 263(R) | 1.6 |
| Language of Order | 263(R) | 1.6 |
| Orders - Contents of | 263(R) | 1.6 |
| Contents of Order | 263(R) | 1.6 |
| Preamble of Order - Contents | 263(R) | 1.6 |
| Orders - Preamble - Contents | 263(R) | 1.6 |
| Orders - Liability by Statute - Special Remedy | 263(R) | 1.6 |
| Liability Created by Statute - Remedy | 263(R) | 1.6 |
| Liability - By Statute - Remedies Available | 263(R) | 1.6 |
| Remedy - Liability by Statute | 263(R) | 1.6 |
| Remedies - Liability by Statute | 263(R) | 1.6 |
| Orders - Proof by Exemplification - *Evidence Act* | 263(R) | 1.6 |
| Exemplification - Proof by | 263(R) | 1.6 |
| Orders - Drafting of | 264(L) | 1.6 |
| Drafting of Order | 264(L) | 1.6 |
| Orders - Approval by Opposite Parties | 264(L) | 1.6 |
| Orders - Settling by Registrar | 264(L) | 1.6 |
| Orders - Alterations by Registrar | 264(L) | 1.6 |
| Registrar - Alterations to Orders | 264(L) | 1.6 |
| Alterations to Order - by Registrar | 264(L) | 1.6 |
| Registrar - Orders - Not Satisfied with Form | 264(L-R) | 1.6 |
| Orders - Issuing | 264(L-R) | 1.6 |
| Orders - Signing of | 264(L-R) | 1.6 |
| Orders - Entry of | 264(R) | 1.7 |
| Entry of Orders | 264(R) | 1.7 |
| Orders - Interest - CJA ss. 127-130 | 264(R) | 1.8 |
| Interest on Orders | 264(R) | 1.8 |
| Orders - Interest Calculations | 264(R)-265(L) | 1.8 |
| Orders - Interest | 264(R)-265(L) | 1.8 |
| Prejudgment Interest - Non-Pecuniary Loss | 264(R) | 1.8 |
| Prejudgment Interest - Orders | 264(R)-265(L) | 1.8 |
| Orders - Interest - Prejudgment Interest | 264(R)-265(L) | 1.8 |
| Orders - Interest - Non-Pecuniary Loss | 264(R) | 1.8 |
| Orders - Interest - Special Damages | 264(R) | 1.8 |
| Special Damages - Orders | 264(R) | 1.8 |
| Past Pecuniary Loss - Special Damages - Interest | 264(R) | 1.8 |
| Orders - Interest - Future Pecuniary Damages | 264(R) | 1.8 |
| Future Pecuniary Damages - Orders | 264(R) | 1.8 |
| Postjudgment Interest | 265(L) | 1.8 |
| Costs - Interest - Postjudgment Interest | 265(L) | 1.8 |
| Orders - Interest - Postjudgment Interest | 265(L) | 1.8 |
| Costs - Postjudgment Interest | 265(L) | 1.8 |
| Orders - Interest - Court Discretion | 265(L) | 1.8 |
| Interest - Orders - Court Discretion | 265(L) | 1.8 |
| Court Discretion - Interest on Orders | 265(L) | 1.8 |
| Certificates of Orders | 265(L-R) | 1.9 |
| Orders - Certificates Of | 265(L-R) | 1.9 |
| Court of Appeal - Orders - Form Of - Certificate | 265(L-R) | 1.9 |
| Orders - Form Of - Court of Appeal - Certificate | 265(L-R) | 1.9 |
| Appeals - Form of Orders - Certificate | 265(L-R) | 1.9 |
| Amending Orders | 265(R) | 1.10 |
| Amending, Setting Aside, or Varying Orders | 265(R) | 1.10 |
| Setting Aside Orders | 265(R) | 1.10 |
| Varying Orders | 265(R) | 1.10 |
| Orders - Varying | 265(R) | 1.10 |
| Orders - Setting Aside | 265(R) | 1.10 |
| Orders - Amending | 265(R) | 1.10 |
| Amending, Setting Aside, or Varying Orders - Where Allowed | 265(R) | 1.10 |
| Varying Orders - Where Allowed | 265(R) | 1.10 |
| Amending Orders - Where Allowed | 265(R) | 1.10 |
| Setting Aside Orders - Where Allowed | 265(R) | 1.10 |
| Orders - Motions to Vary | 265(R) | 1.10 |
| Motions to Vary Orders | 265(R) | 1.10 |
| Functus Officio - Definition | 265(R) | 1.10 |
| Orders - Functus Officio | 265(R) | 1.10 |
| Final Order - Amending | 265(R) | 1.10 |
| Amending Final Orders | 265(R) | 1.10 |
| Varying Final Orders | 265(R) | 1.10 |
| Final Orders - Varying | 265(R) | 1.10 |
| Final Orders - Appeal - Where Available | 265(R) | 1.10 |
| Appeal of Final Order - Where Available | 265(R) | 1.10 |
| Appeals - Final Orders - Where Available | 265(R) | 1.10 |
| RCP r. 59.06 | 265(R) | 1.10 |
| Appeals | 266(L)-268(R) | 2 |
| Appeals - *Courts of Justice Act* - Scope | 266(L-R) | 2.1 |
| Appeals - Scope - *Courts of Justice Act* | 266(L-R) | 2.1 |
| Appeals - Dispositions Available | 266(L) | 2.1 |
| *Courts of Justice Act* - Appeals - Scope Of | 266(L-R) | 2.1 |
| Dispositions - on Appeal | 266(L) | 2.1 |
| Options on Appeal | 266(L) | 2.1 |
| Appeals - Potential Dispositions | 266(L) | 2.1 |
| Appeals - New Trial - When Ordered | 266(L) | 2.1 |
| New Trial - When Ordered | 266(L) | 2.1 |
| Appeals - Power of Court - Interim Order | 266(L) | 2.1 |
| Interim Order - Appeal Taken | 266(L) | 2.1 |
| Appeals - Power of Court - Quash Appeal | 266(L) | 2.1 |
| Quash Appeal - *CJA* s. 134(3) | 266(L) | 2.1 |
| Decision - On Appeal | 266(L) | 2.1 |
| Appeals - Basis of Decision | 266(L) | 2.1 |
| Appeals - Evidence | 266(L) | 2.1 |
| Evidence - On Appeal | 266(L) | 2.1 |
| Evidence - Appeals | 266(L) | 2.1 |
| Appeals - Direct Reference or Trial of Issu | 266(L) | 2.1 |
| Appeals - Procedure For Appeals to Appellate Court | 266(L-R) | 2.1 |
| Appeals - From Interlocutory Orders - RCP r. 62 | 266(L-R) | 2.1 |
| Interlocutory Orders - Appeal From | 266(L-R) | 2.1 |
| Procedure for Appeals to Appellate Court - RCP r. 61 | 266(L-R) | 2.1 |
| Procedure for Appeals from Interlocutory Orders - RCP r. 62 | 266(L-R) | 2.1 |
| Appeals - Materials Before Court | 266(L) | 2.1 |
| Appeals - Leave - Where Required | 266(R) | 2.2 |
| Leave to Appeal - Where Required | 266(R) | 2.2 |
| Appellate Jurisdiction - Forum | 266(R) | 2.3 |
| Appellate Forum | 266(R) | 2.3 |
| Appeals - Jurisdiction of Courts | 266(R) | 2.3 |
| Appeals - Forum - Determining Factors | 266(R) | 2.3 |
| Appeals - Appellate Jurisdiction - Forum | 266(R) | 2.3 |
| Forum - Appellate | 266(R) | 2.3 |
| Jurisdiction - Appellate | 266(R) | 2.3 |
| Appellate Forum - Final Orders | 266(R)-267(L) | 2.3.1 |
| Final Orders - Appeal From | 266(R)-267(L) | 2.3.1 |
| Orders - Final - Appeal From | 266(R)-267(L) | 2.3.1 |
| Appeals - From Final Order of SCJ | 266(R)-267(L) | 2.3.1 |
| Appeals - Final Order of SCJ | 266(R)-267(L) | 2.3.1 |
| Appeals - From Master’s Final Order | 266(R)-267(L) | 2.3.1 |
| Appeals - Master’s Final Order | 266(R)-267(L) | 2.3.1 |
| Appeals - From Small Claims Court Order | 266(R)-267(L) | 2.3.1 |
| Appeals - Small Claims Court Order | 266(R)-267(L) | 2.3.1 |
| Final Order of Master- Appeal From | 266(R)-267(L) | 2.3.1 |
| Final Order of SCJ - Appeal From | 266(R)-267(L) | 2.3.1 |
| Final Order of Small Claims Court - Appeal From | 266(R)-267(L) | 2.3.1 |
| Interlocutory Orders - Appeal From | 267(L) | 2.3.2 |
| Appeals - Interlocutory Orders | 267(L) | 2.3.2 |
| Appeals - Leave - Interlocutory Orders | 267(L) | 2.3.2 |
| Interlocutory Order - Leave to Appeal | 267(L) | 2.3.2 |
| Appeals - Leave - Test for Appeals from Interlocutory Orders | 267(L) | 2.3.2 |
| Interlocutory Order - Test for Leave to Appeal | 267(L) | 2.3.2 |
| Appeals - From Interlocutory Order of SCJ | 267(L) | 2.3.2 |
| Appeals - Interlocutory Order of SCJ | 267(L) | 2.3.2 |
| Appeals - Leave Motions In Toronto | 267(L) | 2.3.2 |
| Order of Divisional Court - Appeal From | 267(L) | 2.3.3 |
| Orders - Divisional Court - Appeal From | 267(L) | 2.3.3 |
| Appeals - From Order of Divisional Court | 267(L) | 2.3.3 |
| Appeals - Divisional Court Order | 267(L) | 2.3.3 |
| Divisional Court - Order - Appeal From | 267(L) | 2.3.3 |
| Timing of Appeals | 267(L-R) | 2.4 |
| Appeals - Timing | 267(L-R) | 2.4 |
| Appeals - Notice of Appeal | 267(L-R) | 2.4 |
| Notice of Appeal - Timing | 267(L-R) | 2.4 |
| Timing - Notice of Appeal | 267(L-R) | 2.4 |
| Appeals - Notice of Appeal - Where Leave Not Required | 267(L-R) | 2.4 |
| Appeals - Timing - Notice of Appeal - Where Leave Granted | 267(L-R) | 2.4 |
| Appeals - Timing - Where Leave Not Required | 267(L-R) | 2.4 |
| Appeals - Timing - Where Leave Required | 267(L-R) | 2.4 |
| Appeals - Motion for Leave to Divisional Court | 267(L-R) | 2.4 |
| Appeals - Motion for Leave to Court of Appeal | 267(L-R) | 2.4 |
| Motion for Leave - Appeals | 267(L-R) | 2.4 |
| Appeals - Leave - Where Not Required | 267(L-R) | 2.4 |
| Appeals - Filing Requirements | 267(R) | 2.5 |
| Motions - Leave to Appeal - Filing Requirements | 267(R) | 2.5 |
| Filing Requirements - Appeal | 267(R) | 2.5 |
| Motion for Leave to Appeal - Filing Requirements | 267(R) | 2.5 |
| Filing Requirements - Motion for Leave to Appeal | 267(R) | 2.5 |
| Appeals - Filing Requirements | 267(R) | 2.5 |
| Appeals - Statutory Appeal Routes | 267(R) | 2.6 |
| Routes of Appeal - Statutory | 267(R) | 2.6 |
| Statutory Appeal Routes | 267(R) | 2.6 |
| *OBCA* - Appeals | 267(R) | 2.6 |
| *OBCA* - Appeals Under | 267(R) | 2.6 |
| Appeals - *OBCA* | 267(R) | 2.6 |
| Appeals Under - Ontario’s *Business Corporations Act* | 267(R) | 2.6 |
| Ontario’s *Business Corporations Act* - Appeals | 267(R) | 2.6 |
| Ontario’s *Business Corporations Act* - Appeals Under | 267(R) | 2.6 |
| Appeals - Ontario’s *Business Corporations Act* | 267(R) | 2.6 |
| Appeals Under - *OBCA* | 267(R) | 2.6 |
| Appeals - Stay Pending Appeal | 268(L-R) | 2.7 |
| Stay Pending Appeals - r. 63 | 268(L-R) | 2.7 |
| Appeals - Stay Pending Appeal - Automatic | 268(L-R) | 2.7 |
| Stay Pending Appeal | 268(L-R) | 2.7 |
| Stay - Pending Appeal | 268(L-R) | 2.7 |
| Appeals - Stay Pending Appeal - 3 Part Test | 268(L-R) | 2.7 |
| Orders - Stay Pending Appeal | 268(L-R) | 2.7 |
| Stay - Order - Pending Appeal | 268(L-R) | 2.7 |
| *RJR-MacDonald Inc. v. Canada* - Test For Stay | 268(L-R) | 2.7 |
| Motion for Stay - Test | 268(L-R) | 2.7 |
| *Manitoba (Attorney General) v. Metropolitan Stores (MTS) Ltd.* - Test for Stay | 268(L-R) | 2.7 |
| Appeals - Stay Pending Appeal - Non-Automatic | 268(L-R) | 2.7 |
| Appeals - Stay Pending Appeal - Effect of | 268(L-R) | 2.7 |
| Stay Pending Appeal - Effect of | 268(L-R) | 2.7 |
| Effect of Stay - Pending Appeal | 268(L-R) | 2.7 |
| Stay - Pending Appeal - Effect of | 268(L-R) | 2.7 |
| Enforcement of Orders | 268(R)-271(R) | 3 |
| Orders - Enforcement Of | 268(R)-271(R) | 3 |
| Enforcing Orders | 268(R)-271(R) | 3 |
| Enforcement - Orders | 268(R)-271(R) | 3 |
| Enforcement of Orders - Ways of | 268(R) | 3.1 |
| Enforcement of Orders - RCP r. 60 | 268(R) | 3.1 |
| Enforcing Orders - Ways of | 268(R) | 3.1 |
| Stay of Execution - When it Should Be Sought | 268(R) | 3.1 |
| Writ of Seizure and Sale | 268(R)-269(L) | 3.2 |
| Enforcement of Orders - Writ of Seizure and Sale - How to Obtain | 268(R)-269(L) | 3.2 |
| Writ of Seizure and Sale - How to Obtain | 268(R)-269(L) | 3.2 |
| Requisition - Writ of Seizure and Sale | 268(R)-269(L) | 3.2 |
| Enforcement of Orders - Writ of Seizure and Sale - Effect Of | 268(R)-269(L) | 3.2 |
| Writ of Seizure and Sale - Effect Of | 268(R)-269(L) | 3.2 |
| Writ of Seizure and Sale - Sheriff’s Role | 268(R)-269(L) | 3.2 |
| Debtor’s Interest in Assets | 269(L) | 3.3 |
| Enforcement of Orders - Debtor’s Interest in Assets | 269(L) | 3.3 |
| Orders - Enforcement - Debtor’s Interest in Assets | 269(L) | 3.3 |
| Enforcement - Orders - Debtor’s Interest in Assets | 269(L) | 3.3 |
| Writ of Seizure and Sale - Debtor’s Interest in Assets | 269(L) | 3.3 |
| Enforcement of Orders - Writ of Seizure and Sale - Debtor’s Interest in Assets | 269(L) | 3.3 |
| Writ of Seizure and Sale - Assets Not Subject to the Writ | 269(L) | 3.3 |
| *Execution Act* - Debtor’s Interest in Assets | 269(L) | 3.3 |
| Enforcement of Orders - Examinations in Aid of Execution | 269(R) | 3.4 |
| Examinations in Aid of Execution - Judgment Debt | 269(R) | 3.4 |
| Judgment Debtor - Examinations in Aid of Execution | 269(R) | 3.4 |
| Execution - Examinations in Aid Of | 269(R) | 3.4 |
| Judgment Debtor Examination | 269(R) | 3.4 |
| Debtor Examination | 269(R) | 3.4 |
| Enforcement of Orders - Writ of Seizure and Sale - Procedures for Sale | 269(R) | 3.5 |
| Writ of Seizure and Sale - Procedures for Sale | 269(R) | 3.5 |
| Sale of Debtor’s Property - Under Writ | 269(R) | 3.5 |
| Writ of Seizure and Sale - Sale of Debtor’s Property | 269(R) | 3.5 |
| Procedures of Sale - Under Writ | 269(R) | 3.5 |
| Real Property - Under Writ - Procedure for Sale | 269(R) | 3.5 |
| Personal Property - Under Writ - Procedure for Sale | 269(R) | 3.5 |
| *Execution Act* - Sale of Debtor's Property Under Writ | 269(R) | 3.5 |
| Sale Procedures - Under Writ - Purpose Of | 269(R) | 3.5 |
| Garnishment | 270(L)-271(L) | 3.6 |
| Enforcement of Orders - Garnishment | 270(L)-271(L) | 3.6 |
| Enforcement - Orders - Garnishment | 270(L)-271(L) | 3.6 |
| Orders - Enforcement - Garnishment | 270(L)-271(L) | 3.6 |
| Notices of Garnishment | 270(L) | 3.6 |
| Garnishment - Notices Of | 270(L) | 3.6 |
| Enforcement of Orders - Garnishment - Procedure | 270(L) | 3.6 |
| Garnishment - Procedure | 270(L) | 3.6 |
| Enforcement of Orders - Garnishment - Notice Of Garnishment | 270(L) | 3.6 |
| Enforcement of Orders - Garnishment - Requisition | 270(L) | 3.6 |
| Notice of Garnishment | 270(L) | 3.6 |
| Garnishment - Notice Of | 270(L) | 3.6 |
| Requisition - Garnishment | 270(L) | 3.6 |
| Garnishment - Notice Of - When Effective | 270(L) | 3.6 |
| Notice of Garnishment - When Effective | 270(L) | 3.6 |
| Enforcement of Orders - Garnishment - Notice Of - When Effective | 270(L) | 3.6 |
| Enforcement of Orders - Garnishment - Dispute | 270(L-R) | 3.6 |
| Enforcement of Orders - Garnishment - Garnishee’s Statement | 270(L-R) | 3.6 |
| Garnishment - Dispute | 270(L-R) | 3.6 |
| Garnishment - Garnishee’s Statement | 270(R) | 3.6 |
| Motion to Dispute Garnishment - Notice of | 270(R) | 3.6 |
| Enforcement of Orders - Garnishment - Notice of Motion to Dispute Garnishment | 270(R) | 3.6 |
| Enforcement of Orders - Garnishment - Service | 270(L-R) | 3.6 |
| Garnishee's Statement | 270(L-R) | 3.6 |
| Hearings - Garnishment | 270(R) | 3.6 |
| Garnishment Hearing | 270(R) | 3.6 |
| Garnishment - Hearing | 270(R) | 3.6 |
| Enforcement of Orders - Garnishment - Hearing | 270(R) | 3.6 |
| Enforcement of Orders - Exemptions From Execution | 271(L) | 3.7 |
| Enforcement - Orders - Exemptions from Execution | 271(L) | 3.7 |
| Orders - Enforcement - Exemptions from Execution | 271(L) | 3.7 |
| Exemptions From Execution | 271(L) | 3.7 |
| *Execution Act* - Certain Personal Property Exempted | 271(L) | 3.7 |
| *Execution Act -* Equity Value of Principle Residence Exempted | 271(L) | 3.7 |
| Execution - Property Exempted | 271(L) | 3.7 |
| Enforcement of Orders - Execution - Property Exempted | 271(L) | 3.7 |
| Enforcement of Orders - Garnishment - Exemptions from Execution | 271(L) | 3.7 |
| Personal Property - Exempt From Execution | 271(L) | 3.7 |
| Enforcement of Orders - Distribution of Recoveries | 271(L-R) | 3.8 |
| Execution - Distribution of Recoveries | 271(L-R) | 3.8 |
| Recoveries - Procedure for Distribution | 271(L-R) | 3.8 |
| *Pro Rata* Distribution - Recoveries | 271(L-R) | 3.8 |
| Distribution of Recoveries - *Pro Rata* | 271(L-R) | 3.8 |
| Creditors - Distribution of Recoveries To | 271(L-R) | 3.8 |
| Recoveries - Distribution Of | 271(L-R) | 3.8 |
| *Bankruptcy and Insolvency Act* - Distribution of Recoveries | 271(L-R) | 3.8 |
| *Winding-up and Restructuring Act* - Distribution of Recoveries | 271(L-R) | 3.8 |
| Costs | 271(R)-274(R) | 4 |
| Costs - Jurisdiction - CJA s. 131 | 271(R) | 4.1 |
| Jurisdiction - Costs | 271(R) | 4.1 |
| Costs - Basic Principles Of | 271(R)-272(R) | 4.2 |
| Costs - Definition | 271(R) | 4.2 |
| Court Costs - No Such Thing | 271(R) | 4.2 |
| Costs - Court Costs - No Such Thing | 271(R) | 4.2 |
| Costs - Scales Payable | 271(R)-272(R) | 4.2 |
| Partial Indemnity Costs - Amount of Recovery | 271(R)-272(R) | 4.2 |
| Party-and-Party Costs | 271(R)-272(R) | 4.2 |
| Substantial Indemnity Costs | 271(R)-272(R) | 4.2 |
| Solicitor-Client Costs | 271(R)-272(R) | 4.2 |
| Costs - Partial Indemnity - Amount of Recovery | 271(R)-272(R) | 4.2 |
| Costs - Substantial Indemnity | 271(R)-272(R) | 4.2 |
| Indemnification - Partial vs. Substantial vs. Complete | 271(R)-272(R) | 4.2 |
| Complete Indemnity Costs - When Awarded | 272(L) | 4.2 |
| Costs - Complete Indemnity - When Awarded | 272(L) | 4.2 |
| Costs - Mitigating Impact of Partial Indemnity Costs | 272(R) | 4.2 |
| Costs - Offers to Settle - Impact Of | 272(R) | 4.2 |
| Offers to Settle - Costs - Impact On | 272(R) | 4.2 |
| Simplified Procedure - Costs - Impact On | 272(R) | 4.2 |
| Costs - Simplified Procedure | 272(R) | 4.2 |
| Factors in the Court’s Discretion - Costs | 272(R)-273(L) | 4.3 |
| Costs - Factors in the Court’s Discretion | 272(R)-273(L) | 4.3 |
| Costs - Court’s Discretion - Factors to be Considered | 272(R)-273(L) | 4.3 |
| Costs - Factors to be Considered | 272(R)-273(L) | 4.3 |
| Costs - Fixing Costs | 273(L) | 4.3 |
| Fixing Costs - RCP r. 57.01(3) | 273(L) | 4.3 |
| Costs - Court Must Fix Costs | 273(L) | 4.3 |
| Costs - Assessment - When Available | 273(L) | 4.3 |
| Costs - Assessment of Costs - When Available | 273(L) | 4.3 |
| Assessment of Costs - When Available | 273(L) | 4.3 |
| Costs - Costs Outline | 273(L) | 4.3 |
| Costs Outline - Form 57B | 273(L) | 4.3 |
| Costs - Where Not Available | 273(L) | 4.3 |
| Costs - Simplified Procedure - When Available | 273(L) | 4.3 |
| Costs - Simplified Procedure - When Not Available | 273(L) | 4.3 |
| Simplified Procedure - Costs - When Available | 273(L) | 4.3 |
| Simplified Procedure - Costs - When Not Available | 273(L) | 4.3 |
| Costs - Simplified Procedure - Sanctions | 273(L) | 4.3 |
| Costs - Simplified Procedure - Sanction Exemptions | 273(L) | 4.3 |
| Simplified Procedure - Costs - Sanctions | 273(L) | 4.3 |
| Simplified Procedure - Costs - Sanction Exemptions | 273(L) | 4.3 |
| Costs - Liability of Lawyer - Form of Order | 273(L-R) | 4.4 |
| Liability of Lawyer - Costs | 273(L-R) | 4.4 |
| Lawyer’s Liability - Costs | 273(L-R) | 4.4 |
| Costs - Lawyer Liable | 273(L-R) | 4.4 |
| Liability - Of Lawyer - For Costs | 273(L-R) | 4.4 |
| Liability for Costs - When Lawyer Liable | 273(L-R) | 4.4 |
| Assessment of Costs - When Available | 273(R)-274(L) | 4.5 |
| Costs - Assessment Of - When Available | 273(R)-274(L) | 4.5 |
| Assessment of Costs - How Commenced | 273(R) | 4.5 |
| Bill of Costs | 273(R) | 4.5 |
| Costs - Bill Of | 273(R) | 4.5 |
| Assessment Officer - Role Of | 273(R) | 4.5 |
| Costs - Assessment Officer - Role Of | 273(R) | 4.5 |
| Assessment of Costs - Procedure | 273(R) | 4.5 |
| Costs - Assessment Of - Procedure | 273(R) | 4.5 |
| Assessing Costs - Matters to Consider | 273(R) | 4.5 |
| HST - Costs - When Awarded | 273(R) | 4.5 |
| Costs - Assessment Of - Considerations | 273(R)-274(L) | 4.5 |
| Costs - Assessment Of - Factors | 273(R)-274(L) | 4.5 |
| Costs - Certificate of Assessment | 274(L) | 4.5 |
| Certificate of Assessment of Costs - Form 58C | 274(L) | 4.5 |
| Costs - Assessment of Costs - Certificate of Assessment | 274(L) | 4.5 |
| Appeals - Certificate of Assessment of Costs | 274(L) | 4.5 |
| Certificate of Assessment of Costs - Objections To | 274(L) | 4.5 |
| Costs - Certificate of Assessment - Appeals | 274(L) | 4.5 |
| Certificate of Assessment - Appeal | 274(L) | 4.5 |
| Security for Costs - Effect Of | 274(L-R) | 4.6 |
| Security for Costs - Where Available | 274(L-R) | 4.6 |
| Costs - Security For Costs - Where Available | 274(L-R) | 4.6 |
| Appeals - Security For Costs - Where Ordered | 274(L-R) | 4.6 |
| *Rules of Civil Procedure* - Objective Of | 275(L) | 1 |
| ADR - Amendments - January 1, 2010 | 275(L) | 1 |
| Alternative Dispute Resolution - Amendments - January 1, 2010 | 275(L) | 1 |
| Alternative Dispute Resolution | 275(L)-279(L) | 2 |
| ADR | 275(L)-279(L) | 2 |
| ADR - Definition | 275(L) | 2.1 |
| Alternative Dispute Resolution - Definition | 275(L) | 2.1 |
| ADR - Reasons For | 275(R) | 2.1 |
| Alternative Dispute Resolution - Reasons For | 275(R) | 2.1 |
| Techniques of ADR | 275(R) | 2.2 |
| ADR - Techniques | 275(R) | 2.2 |
| Alternative Dispute Resolution - Techniques | 275(R) | 2.2 |
| Contractual Arbitration | 275(R)-278(R) | 2.2.1 |
| ADR - Contractual Arbitration | 275(R)-278(R) | 2.2.1 |
| Alternative Dispute Resolution - Contractual Arbitration | 275(R)-278(R) | 2.2.1 |
| Arbitration - Contractual | 275(R)-278(R) | 2.2.1 |
| Arbitration - Description Of | 275(R)-276(L) | 2.2.1 |
| Arbitration - Where Available | 276(L) | 2.2.1 |
| Arbitration - Jurisdiction | 276(L) | 2.2.1(a) |
| *Arbitration Act* - Limits on Courts | 276(L) | 2.2.1(a) |
| Arbitration - *Arbitration Act* - Limitation on Courts | 276(L) | 2.2.1(a) |
| *Scott v. Avery* | 276(L) | 2.2.1(a) |
| Arbitration - *Scott v. Avery* | 276(L) | 2.2.1(a) |
| Arbitration - Jurisdiction - *Scott v. Avery* | 276(L) | 2.2.1(a) |
| Arbitration - Court Intervention - When Permitted | 276(L) | 2.2.1(a) |
| Arbitration - Jurisdiction - Of Court | 276(L) | 2.2.1(a) |
| *Arbitration Act* - Where It Applies | 276(R) | 2.2.1(b) |
| Arbitration - *Arbitration Act* - Where It Applies | 276(R) | 2.2.1(b) |
| *Arbitration Act* - Application Of | 276(R) | 2.2.1(b) |
| Arbitration - Application of *Arbitration Act* | 276(R) | 2.2.1(b) |
| *Arbitration Act* - Does Not Apply | 276(R) | 2.2.1(b) |
| Arbitration - *Arbitration Act* - Does Not Apply | 276(R) | 2.2.1(b) |
| *Arbitration Act* - Exclusions | 276(R) | 2.2.1(b) |
| Arbitration - *Arbitration Act* - Exclusions | 276(R) | 2.2.1(b) |
| *International Commercial Arbitration Act* - Exclusion from *Arbitration Act* | 276(R) | 2.2.1(b) |
| *Labour Relations Act, 1995* - Exclusion from *Arbitration Act* | 276(R) | 2.2.1(b) |
| Arbitration Agreement - Definition | 276(R) | 2.2.1(b) |
| Arbitration - Arbitration Agreement - Definition | 276(R) | 2.2.1(b) |
| Arbitral Award - Setting Aside - When Available | 276(R) | 2.2.1(b) |
| Arbitration - Arbitral Award - Setting Aside - When Available | 276(R) | 2.2.1(b) |
| Arbitration - Award - Setting Aside | 276(R) | 2.2.1(b) |
| Arbitration - Setting Aside Arbitral Award | 276(R) | 2.2.1(b) |
| Arbitration - *Arbitration Act* - Setting Aside Award | 276(R) | 2.2.1(b) |
| *Arbitration Act* - Setting Aside Award | 276(R) | 2.2.1(b) |
| Arbitration - Grounds for Setting Aside Award | 276(R) | 2.2.1(b) |
| *Arbitration Act -* Grounds for Setting Aside Award | 276(R) | 2.2.1(b) |
| *Arbitration Act* - Mandatory Provisions | 276(R)-277(L) | 2.2.1(b) |
| Arbitration - *Arbitration Act* - Mandatory Provisions | 276(R)-277(L) | 2.2.1(b) |
| Arbitration - *Arbitration Act* - Cannot Contract Out Of | 276(R)-277(L) | 2.2.1(b) |
| *Arbitration Act* - Cannot Contract Out Of | 276(R)-277(L) | 2.2.1(b) |
| Arbitration - Arbitration Agreement - Mandatory Provisions | 276(R)-277(L) | 2.2.1(b) |
| Arbitration Agreement - Mandatory Provisions | 276(R)-277(L) | 2.2.1(b) |
| Arbitration - Arbitration Clause - Separate Agreement | 277(L) | 2.2.1(b) |
| Arbitration Clause - Separate Agreement | 277(L) | 2.2.1(b) |
| Arbitration - When Invalid - Grounds | 277(L) | 2.2.1(b) |
| *Arbitration Act* - Arbitration Invalid - Grounds | 277(L) | 2.2.1(b) |
| Arbitration - Invalid - Grounds | 277(L) | 2.2.1(b) |
| Family Arbitration Agreement - Mandatory Provisions | 277(L) | 2.2.1(b) |
| Arbitration - Family Arbitration Agreement - Mandatory Provisions | 277(L) | 2.2.1(b) |
| Arbitration - Right to Object - When Waived | 277(L-R) | 2.2.1(b) |
| Arbitration - Waiver of Right to Object | 277(L-R) | 2.2.1(b) |
| Arbitration - Court Proceeding Commenced - Effect Of | 277(R) | 2.2.1(b) |
| Arbitration Agreement - Court Proceeding Commenced | 277(R) | 2.2.1(b) |
| Arbitration - Arbitration Agreement - Court Proceeding Commenced - Effect Of | 277(R) | 2.2.1(b) |
| Arbitration - Procedure | 277(R) | 2.2.1(b) |
| Arbitration - How Commenced | 277(R) | 2.2.1(b) |
| Arbitral Award - Appeals Of | 277(R) | 2.2.1(b) |
| Arbitration - Arbitral Award - Appeals Of | 277(R) | 2.2.1(b) |
| Appeals - Arbitral Award | 277(R) | 2.2.1(b) |
| Arbitration - Appeals of Arbitral Awards | 277(R) | 2.2.1(b) |
| Arbitration - Arbitrator - Powers | 277(R) | 2.2.1(b) |
| Arbitration - Commencement Of | 277(R) | 2.2.1(b) |
| Arbitration - Interim Awards and Rulings | 277(R) | 2.2.1(b) |
| Arbitrator - Interim Awards and Rulings | 277(R) | 2.2.1(b) |
| Arbitration - Interim Rulings | 277(R) | 2.2.1(b) |
| Arbitrator - Interim Rulings | 277(R) | 2.2.1(b) |
| Interim Awards and Rulings - Arbitration | 277(R) | 2.2.1(b) |
| Interim Rulings - Arbitration | 277(R) | 2.2.1(b) |
| Interim Awards - Arbitration | 277(R) | 2.2.1(b) |
| Arbitration - No Default Judgment | 277(R) | 2.2.1(b) |
| Default Judgment - Arbitration - Not Available | 277(R) | 2.2.1(b) |
| Notice to Appoint Arbitrators | 277(R) | 2.2.1(b) |
| Arbitration - Notice to Appoint Arbitrators | 277(R) | 2.2.1(b) |
| Notice Demanding Arbitration | 277(R) | 2.2.1(b) |
| Arbitration - Notice Demanding Arbitration | 277(R) | 2.2.1(b) |
| Arbitration - Appointment of Arbitrator(s) | 277(R) | 2.2.1(b) |
| Arbitrator - Appointment by Court | 277(R) | 2.2.1(b) |
| Arbitration - Arbitral Awards - Types Of | 277(R) | 2.2.1(b) |
| Arbitrator - Powers Of | 277(R)-278(L) | 2.2.1(b) |
| Costs - Arbitrator May Award Costs | 277(R)-278(L) | 2.2.1(b) |
| Arbitral Tribunal - Role Of | 277(R)-278(L) | 2.2.1(b) |
| Arbitration - Arbitral Tribunal - Role Of | 277(R)-278(L) | 2.2.1(b) |
| Arbitration - Award - Requirements | 277(R)-278(L) | 2.2.1(b) |
| Arbitral Award - Requirements | 277(R)-278(L) | 2.2.1(b) |
| Arbitration - Arbitral Award - Requirements | 277(R)-278(L) | 2.2.1(b) |
| Prejudgment Interest - Arbitrator May Award | 277(R)-278(L) | 2.2.1(b) |
| Postjudgment Interest - Arbitrator May Award | 277(R)-278(L) | 2.2.1(b) |
| Arbitration - Costs | 277(R)-278(L) | 2.2.1(b) |
| Arbitration - Offers to Settle - Impact On Costs | 278(L) | 2.2.1(b) |
| Costs - Arbitration - Offers to Settle | 278(L) | 2.2.1(b) |
| Enforcement - Arbitral Award | 277(L)-278(L) | 2.2.1(c) |
| Enforcement - Arbitration | 277(L)-278(L) | 2.2.1(c) |
| Arbitral Award - Enforcement | 277(L)-278(L) | 2.2.1(c) |
| Arbitration - Enforcement - Arbitral Award | 277(L)- 278(L) | 2.2.1(c) |
| Arbitration - Arbitral Award - Enforcement | 277(L)-278(L) | 2.2.1(c) |
| Arbitration - Substantive Issues | 278(L-R) | 2.2.1(c) |
| Arbitration - Experts - Role Of | 278(L) | 2.2.1(c) |
| Arbitration - Arbitrator - Expert | 278(L) | 2.2.1(c) |
| Experts - Arbitration - Role In | 278(L) | 2.2.1(c) |
| *Arbitration Act* - Appointment of Experts | 278(L) | 2.2.1(c) |
| *Arbitration Act* - Experts - Appointment Of | 278(L) | 2.2.1(c) |
| Arbitration - Arbitrator - Conflicts of Interest | 278(L) | 2.2.1(c) |
| Arbitrator - Conflicts of Interest | 278(L) | 2.2.1(c) |
| Arbitration - Arbitrator - Bias | 278(L) | 2.2.1(c) |
| Arbitrator - Bias | 278(L) | 2.2.1(c) |
| Conflicts of Interest - Arbitrator | 278(L) | 2.2.1(c) |
| Arbitration - Arbitrator - Objections To | 278(L) | 2.2.1(c) |
| Arbitration - Arbitrator - Challenging Appointment Of | 278(L) | 2.2.1(c) |
| Arbitrator - Challenging Appointment Of | 278(L) | 2.2.1(c) |
| Arbitration - Hearing - When Required | 278(L) | 2.2.1(c) |
| Arbitration Hearing - When Required | 278(L) | 2.2.1(c) |
| Hearing - Arbitration - When Required | 278(L) | 2.2.1(c) |
| Arbitration - Evidence - Formal Rules Lessened | 278(L-R) | 2.2.1(c) |
| *Statutory Powers Procedure Act* - Arbitrations | 278(L-R) | 2.2.1(c) |
| Hearsay - Arbitration - Admissible | 278(L-R) | 2.2.1(c) |
| Arbitration - Evidence - Hearsay Admissible | 278(L-R) | 2.2.1(c) |
| Arbitration - Hearsay - Admissible | 278(L-R) | 2.2.1(c) |
| Arbitration - Not Conciliation or Mediation | 278(R) | 2.2.1(c) |
| Statutory Arbitration - Examples Of | 278(R) | 2.2.2 |
| Arbitration - Statutory - Examples Of | 278(R) | 2.2.2 |
| Mediation | 278(R)-279(L) | 2.2.3 |
| ADR - Mediation | 278(R)-279(L) | 2.2.3 |
| Alternative Dispute Resolution - Mediation | 278(R)-279(L) | 2.2.3 |
| ADR - Techniques - Mediation | 278(R)-279(L) | 2.2.3 |
| Alternative Dispute Resolution - Techniques - Mediation | 278(R)-279(L) | 2.2.3 |
| Mediation - Definition | 278(R) | 2.2.3 |
| ADR - Mediation - Definition | 278(R) | 2.2.3 |
| Alternative Dispute Resolution - Mediation - Definition | 278(R) | 2.2.3 |
| Mediation - Advantages | 278(R) | 2.2.3 |
| ADR - Mediation - Advantages | 278(R) | 2.2.3 |
| Alternative Dispute Resolution - Mediation - Advantages | 278(R) | 2.2.3 |
| Mediation - Role of Mediator | 278(R) | 2.2.3 |
| Mediator - Role Of | 278(R) | 2.2.3 |
| Mediation - Mediator - Role Of | 278(R) | 2.2.3 |
| Rule 77 and Case Management | 279(L)-281(R) | 3 |
| Case Management and Rule 77 | 279(L)-281(R) | 3 |
| Case Management - Background | 279(L-R) | 3.1 |
| Case Management - Before January 1, 2010 | 279(L-R) | 3.1 |
| Case Management - Backlog Practice Direction - Background | 279(L-R) | 3.1 |
| Backlog Practice Direction - Background | 279(L-R) | 3.1 |
| Case Management - Toronto Civil Case Management Pilot Project - Background | 279(L-R) | 3.1 |
| Toronto Civil Case Management Pilot Project - Background | 279(L-R) | 3.1 |
| Case Management - After January 1, 2010 | 279(R)-281(R) | 3.2 |
| Case Management - Purpose Of | 279(R) | 3.2 |
| Case Management - Effect Of | 279(R) | 3.2 |
| Case Management - When Available | 279(R) | 3.2 |
| Rule 77 - Purpose Of | 279(R) | 3.2 |
| Rule 77 - When Available | 279(R) | 3.2 |
| Case Management - General Principles | 279(R)-280(L) | 3.2 |
| Rule 77 - General Principles | 279(R)-280(L) | 3.2 |
| Case Management - Nature and Extent | 279(R)-280(L) | 3.2 |
| Rule 77 - Nature and Extent | 279(R)-280(L) | 3.2 |
| Case Management - Application of Rule | 280(L) | 3.2.1 |
| Rule 77 - Application | 280(L) | 3.2.1 |
| Case Management - Where Applicable | 280(L) | 3.2.1 |
| Rule 77 - Where Applicable | 280(L) | 3.2.1 |
| Case Management - Rule Does Not Apply | 280(L) | 3.2.1 |
| Case Management - Does Not Apply | 280(L) | 3.2.1 |
| Rule 77 - Does Not Apply | 280(L) | 3.2.1 |
| Case Management - Powers - Judge or Case Management Master | 280(L-R) | 3.2.2 |
| Case Management Powers - Judge or Case Management Master | 280(L-R) | 3.2.2 |
| Case Management - Powers of Judge or Case Management Master | 280(L-R) | 3.2.2 |
| Case Management Master - Powers Of | 280(L-R) | 3.2.2 |
| Case Management - Timetable | 280(L-R) | 3.2.2 |
| Timetable - Case Management | 280(L-R) | 3.2.2 |
| Timetable - Definition | 280(L) | 3.2.2 |
| Assignment for Case Management - How Made | 280(R)-281(L) | 3.2.3 |
| Case Management - Assignment For - How Made | 280(R)-281(L) | 3.2.3 |
| Case Management - Assignment - Court Order | 280(R)-281(L) | 3.2.3 |
| Case Management - Assignment - Criteria to be Considered | 280(R)-281(L) | 3.2.3 |
| Assignment for Case Management - Criteria to be Considered | 280(R)-281(L) | 3.2.3 |
| Case Management - First Defence - Definition | 280(R) | 3.2.3 |
| Case Management - Assignment - Toronto Practice Direction | 281(L) | 3.2.3 |
| Toronto Practice Direction - Assignment for Case Management | 281(L) | 3.2.3 |
| Practice Directions - Toronto - Assignment for Case Management | 281(L) | 3.2.3 |
| Toronto Region - Assignment for Case Management | 281(L) | 3.2.3 |
| Toronto Region - Case Management Practice Direction | 281(L) | 3.2.3 |
| Case Management - Motions | 281(L) | 3.2.4 |
| Motions - Case Management | 281(L) | 3.2.4 |
| Costs - Case Management - Motions | 281(L) | 3.2.4 |
| Costs - Motions - Case Management | 281(L) | 3.2.4 |
| Case Management - Case Conferences | 281(R) | 3.2.5 |
| Case Conferences - Case Management | 281(R) | 3.2.5 |
| Case Management - Conferences | 281(R) | 3.2.5 |
| Case Management Conferences | 281(R) | 3.2.5 |
| Case Management - Transition Rule - Former to New Regime | 281(R) | 3.2.6 |
| Transition Rule - Case Management - Former to New Regime | 281(R) | 3.2.6 |
| Case Management - Dismissal - Requirements | 281(R) | 3.2.6 |
| ADR - Mandatory Mediation | 281(R)-284(R) | 4 |
| Mandatory Mediation | 281(R)-284(R) | 4 |
| Alternative Dispute Resolution - Mandatory Mediation | 281(R)-284(R) | 4 |
| ADR - Techniques - Mandatory Mediation | 281(R)-284(R) | 4 |
| Alternative Dispute Resolution - Techniques - Mandatory Mediation | 281(R)-284(R) | 4 |
| Mandatory Mediation - Background | 281(R)-282(L) | 4.1 |
| Mediation - Mandatory - Background | 281(R)-282(L) | 4.1 |
| Mandatory Mediation - History | 281(R)-282(L) | 4.1 |
| Mediation - Mandatory - History | 281(R)-282(L) | 4.1 |
| Mandatory Mediation - Significant Changes | 282(L-R) | 4.2 |
| Mediation - Mandatory - Significant Changes | 282(L-R) | 4.2 |
| Rule 24.1 - Mandatory Mediation - Significant Changes | 282(L-R) | 4.2 |
| Mediation - Mandatory - Significant Changes - r. 24.1 | 282(L-R) | 4.2 |
| Rule 24.1 - Scope | 282(R) | 4.3 |
| Mandatory Mediation - Scope of Rule | 282(R) | 4.3 |
| Rule 24.1 - Does Not Apply | 282(R) | 4.3 |
| Mandatory Mediation - Rule Does Not Apply | 282(R) | 4.3 |
| Mandatory Mediation - Application | 282(R) | 4.3 |
| Mediation - Mandatory - Application | 282(R) | 4.3 |
| Mandatory Mediation - Where Applicable | 282(R) | 4.3 |
| Mediation - Mandatory - Where Applicable | 282(R) | 4.3 |
| Mandatory Mediation - Where Not Applicable | 282(R) | 4.3 |
| Mediation - Mandatory - Where Not Applicable | 282(R) | 4.3 |
| Mandatory Mediation - Timing | 282(R)-283(L) | 4.4 |
| Timing - Mandatory Mediation | 282(R)-283(L) | 4.4 |
| Mediation - Mandatory - Timing | 282(R)-283(L) | 4.4 |
| Mandatory Mediation - Timing - Extensions - Factors to be Considered | 282(R)-283(L) | 4.4 |
| Timing - Mandatory Mediation - Extensions | 282(R)-283(L) | 4.4 |
| Mandatory Mediation - Extension of Timing | 282(R)-283(L) | 4.4 |
| Mandatory Mediation - Postponement | 283(L) | 4.4 |
| Motions - Mandatory Mediation - Exemption From | 283(L) | 4.4 |
| Mandatory Mediation - Motion For Exemption From | 283(L) | 4.4 |
| Mandatory Mediation - Exemption From | 283(L) | 4.4 |
| Mediator - Selection Of | 283(L-R) | 4.5 |
| Mandatory Mediation - Mediator - Selection Of | 283(L-R) | 4.5 |
| Mediation - Mediator - Selection Of | 283(L-R) | 4.5 |
| Mediation - Mediators - Roster Of | 283(L-R) | 4.5 |
| Mediator - Roster Of | 283(L-R) | 4.5 |
| Mandatory Mediation - Mediator | 283(L-R) | 4.5 |
| Mandatory Mediation - Mediator - Selection of | 283(L-R) | 4.5 |
| Mandatory Mediation - Selection of Mediator | 283(L-R) | 4.5 |
| Mediation - Mediator - Appointment Of | 283(L-R) | 4.5 |
| Mediator - Appointment Of | 283(L-R) | 4.5 |
| Mandatory Mediation - Roster Of Mediators | 283(L-R) | 4.5 |
| Mediation - Mediator - Fees | 283(L-R) | 4.5 |
| Mandatory Mediation - Mediator - Fees | 283(L-R) | 4.5 |
| Mediator - Fees | 283(L-R) | 4.5 |
| Mediation - Fees - Roster Mediator | 283(L-R) | 4.5 |
| Mandatory Mediation - Fees - Roster Mediator | 283(L-R) | 4.5 |
| Mediation Fees - Non-Roster Mediator | 283(L-R) | 4.5 |
| Mandatory Mediation - Fees - Non-Roster Mediator | 283(L-R) | 4.5 |
| Roster Mediator - Fees | 283(L-R) | 4.5 |
| Non-Roster Mediator - Fees | 283(L-R) | 4.5 |
| Mediation - Mediator - Duties | 283(L-R) | 4.5 |
| Mediator - Duties | 283(L-R) | 4.5 |
| Mandatory Mediation - Mediator - Duties | 283(L-R) | 4.5 |
| Mediation - Procedure | 283(R)-284(R) | 4.6 |
| Mandatory Mediation - Procedure | 283(R)-284(R) | 4.6 |
| Mediation - Procedure - Statement of Issues | 283(R)-284(R) | 4.6 |
| Mandatory Mediation - Procedure - Statement of Issues | 283(R)-284(R) | 4.6 |
| Mediation - Statement of Issues | 283(R)-284(R) | 4.6 |
| Mandatory Mediation - Statement of Issues | 283(R)-284(R) | 4.6 |
| Mediation - Location Of | 283(R)-284(R) | 4.6 |
| Mandatory Mediation - Location Of | 283(R)-284(R) | 4.6 |
| Mediation - Who Must Attend | 283(R)-284(R) | 4.6 |
| Mandatory Mediation - Who Must Attend | 283(R)-284(R) | 4.6 |
| Mediation - Attendees | 283(R)-284(R) | 4.6 |
| Mandatory Mediation - Attendees | 283(R)-284(R) | 4.6 |
| Mediation - Cancellation - Effect Of | 284(L-R) | 4.6 |
| Mandatory Mediation - Cancellation - Effect Of | 284(L-R) | 4.6 |
| Certificate of Non-Compliance - Mediation - Effect Of | 284(L-R) | 4.6 |
| Mediation - Certificate of Non-Compliance | 284(L-R) | 4.6 |
| Mandatory Mediation - Certificate of Non-Compliance | 284(L-R) | 4.6 |
| Mediation - Case Conference - When Available | 284(L-R) | 4.6 |
| Mandatory Mediation - Case Conference - When Available | 284(L-R) | 4.6 |
| Mediation - Agreements Reached At | 284(L-R) | 4.6 |
| Mandatory Mediation - Agreements Reached At | 284(L-R) | 4.6 |
| Mediation - Communications - Without Prejudice | 284(L-R) | 4.6 |
| Mandatory Mediation - Communications - Without Prejudice | 284(L-R) | 4.6 |
| Mediation - Failure to Attend - Result | 284(L-R) | 4.6 |
| Mandatory Mediation - Failure to Attend - Result | 284(L-R) | 4.6 |
| Mediation - Procedure - Failure to Attend | 284(L-R) | 4.6 |
| Mandatory Mediation - Procedure - Failure to Attend | 284(L-R) | 4.6 |
| Mediation - Settlement - Requirements | 284(L-R) | 4.6 |
| Mandatory Mediation - Settlement - Requirements | 284(L-R) | 4.6 |
| Mediation - Statement of Issues - Failure to Provide | 284(L-R) | 4.6 |
| Mandatory Mediation - Statement of Issues - Failure to Provide | 284(L-R) | 4.6 |
| Mandatory Mediation - Practice Direction - Toronto | 284(R) | 4.6 |
| Mandatory Mediation - Toronto Practice Direction | 284(R) | 4.6 |
| Practice Directions - Mandatory Mediation - Toronto | 284(R) | 4.6 |
| Toronto Practice Direction - Mandatory Mediation | 284(R) | 4.6 |
| Mediation - Examined in more depth | 284(R)-288(R) | 5 |
| Mediation - Lawyers - Role Of | 284(R) | 5.1 |
| Mediation - Role Of Lawyer | 284(R) | 5.1 |
| Mandatory Mediation - Lawyers - Role Of | 284(R) | 5.1 |
| Mandatory Mediation - Role Of Lawyer | 284(R) | 5.1 |
| Mediation - Voluntary | 284(R)-285(L) | 5.2 |
| Voluntary Mediation | 284(R)-285(L) | 5.2 |
| Mediation - Voluntary - Mediation Agreement | 284(R)-285(L) | 5.2 |
| Voluntary Mediation - Mediation Agreement - Contents | 284(R)-285(L) | 5.2 |
| Mediation - Agreement | 284(R)-285(L) | 5.2 |
| Mediation Agreement - Contents | 284(R)-285(L) | 5.2 |
| Mandatory Mediation - Agreements | 284(R)-285(L) | 5.2 |
| Mediation Agreements - *Union Carbide Canada Inc.* | 285(L) | 5.2 |
| *Union Carbide Canada Inc. v. Bombardier Inc.* | 285(L) | 5.2 |
| Confidentiality Clause - Mediation Agreement | 285(L) | 5.2 |
| Drafting - Confidentiality Clause - Mediation Agreement | 285(L) | 5.2 |
| Mediation Agreement - Confidentiality Clause | 285(L) | 5.2 |
| Mediation - Agreement - Confidentiality Clause | 285(L) | 5.2 |
| Voluntary Mediation - Mediation Agreement - Confidentiality Clause | 285(L) | 5.2 |
| *Commercial Mediation Act, 2010* - Statutory Mediation | 285(L) | 5.3 |
| *Insurance Act* - Statutory Mediation | 285(L) | 5.3 |
| Mediation - Statutory - Examples | 285(L) | 5.3 |
| Statutory Mediation - Examples | 285(L) | 5.3 |
| Mediation Procedure | 285(L)-286(L) | 5.4 |
| Mediation - Procedure | 285(L)-286(L) | 5.4 |
| Mediation Process | 285(L)-286(L) | 5.4 |
| Mediation - Process | 285(L)-286(L) | 5.4 |
| Mediation - Opening Statement - Functions Of | 285(L)-286(L) | 5.4 |
| Opening Statements - Mediation - Functions Of | 285(L)-286(L) | 5.4 |
| Mediation - Stages Of | 285(L)-286(L) | 5.4 |
| Mediation - Phases Of | 285(L)-286(L) | 5.4 |
| Mediation - Procedure - Role Of Mediator | 285(L)-286(L) | 5.4 |
| Voluntary Mediation - Procedure | 285(L)-286(L) | 5.4 |
| Mandatory Mediation - Procedure | 285(L)-286(L) | 5.4 |
| Mediation - Caucuses - Purpose Of | 285(L)-286(L) | 5.4 |
| Mediation Caucuses - Purpose Of | 285(L)-286(L) | 5.4 |
| Caucus - Mediation - Purpose Of | 285(L)-286(L) | 5.4 |
| Mediation - Agreement - Enforcement | 286(L) | 5.4 |
| Enforcement - Mediation Agreement | 286(L) | 5.4 |
| Mediation Agreement - Enforcement | 286(L) | 5.4 |
| Mediation - Mediation Agreement - Enforcement | 286(L) | 5.4 |
| Role Of Mediator | 286(L) | 5.5 |
| Mediation - Mediator - Role Of | 286(L) | 5.5 |
| Mediator - Role Of | 286(L) | 5.5 |
| Mediation - Role Of Mediator | 286(L) | 5.5 |
| Mediation - Evaluative | 286(L) | 5.5 |
| Evaluative Mediation | 286(L) | 5.5 |
| Mediation - Negotiation Theory | 286(L)-288(R) | 5.6 |
| Negotiation Theory | 286(L)-288(R) | 5.6 |
| Negotiation - Theory | 286(L)-288(R) | 5.6 |
| Co-operative vs. Competitive Negotiation | 286(R)-287(R) | 5.6.1 |
| Cooperative vs. Competitive Negotiation | 286(R)-287(R) | 5.6.1 |
| Co-operative Negotiation | 286(R)-287(R) | 5.6.1 |
| Competitive Negotiation | 286(R)-287(R) | 5.6.1 |
| Cooperative Negotiation | 286(R)-287(R) | 5.6.1 |
| Negotiation - Competitive | 286(R)-287(R) | 5.6.1 |
| Negotiation - Cooperative | 286(R)-287(R) | 5.6.1 |
| Negotiation - Co-operative | 286(R)-287(R) | 5.6.1 |
| Competitive Bargaining | 286(R)-287(R) | 5.6.1 |
| Cooperative Bargaining | 286(R)-287(R) | 5.6.1 |
| Co-operative Bargaining | 286(R)-287(R) | 5.6.1 |
| Negotiation - *Getting to Yes: Negotiating Agreement Without Giving In (2011)* | 286(R)-287(R) | 5.6.1 |
| Competitive Negotiation - Tactics | 286(R)-287(R) | 5.6.1 |
| Negotiation - Competitive - Tactics | 286(R)-287(R) | 5.6.1 |
| Competitive Bargaining - Tactics | 286(R)-287(R) | 5.6.1 |
| Competitive Negotiation - Lawyer’s Role | 287(R) | 5.6.1 |
| Competitive Bargaining - Lawyer’s Role | 287(R) | 5.6.1 |
| Litigotiation - Definition | 287(R)-288(L) | 5.6.2 |
| BATNA - Explanation | 287(R)-288(L) | 5.6.2 |
| Negotiation - BATNA | 287(R)-288(L) | 5.6.2 |
| Negotiation - Litigotiation | 287(R)-288(L) | 5.6.2 |
| Mandatory Mediation - BATNA | 287(R)-288(L) | 5.6.2 |
| BATNA - Mandatory Mediation | 287(R)-288(L) | 5.6.2 |
| Litigotiation - BATNA | 287(R)-288(L) | 5.6.2 |
| Negotiation - Risk Assessment | 288(L-R) | 5.6.3 |
| Risk Assessment - Negotiation | 288(L-R) | 5.6.3 |
| Negotiation - Risk Analysis | 288(L-R) | 5.6.3 |
| Risk Analysis - Negotiation | 288(L-R) | 5.6.3 |
| Negotiation - Risk Assessment - Expected Monetary Value | 288(L-R) | 5.6.3 |
| Expected Monetary Value - Example | 288(L-R) | 5.6.3 |
| Risk Assessment - Expected Monetary Value | 288(L-R) | 5.6.3 |
| Settlement - Risk Assessment | 288(L-R) | 5.6.3 |
| Reasonable Settlement - Risk Assessment | 288(L-R) | 5.6.3 |
| Lawyer as Mediator | 288(R) | 5.7 |
| Mediator - Lawyer As | 288(R) | 5.7 |
| Lawyer as Mediator - Rules | 288(R) | 5.7 |
| Mediator - Lawyer As - Rules | 288(R) | 5.7 |
| RPC r. 5.7 - Lawyer As Mediator | 288(R) | 5.7 |
| RCP r. 76 - Simplified Procedure | 289(L)-295(R) | 1 |
| Simplified Procedure - Rule 76 | 289(L)-295(R) | 1 |
| Rule 76 - Simplified Procedure | 289(L)-295(R) | 1 |
| Simplified Procedure - Purpose Of | 289(L) | 1 |
| Rule 76 - Purpose Of | 289(L) | 1 |
| Simplified Procedure - Rationale For | 289(L) | 1 |
| Rule 76 - Rationale For | 289(L) | 1 |
| Simplified Procedure - Overview | 289(L-R) | 2 |
| Rule 76 - Overview | 289(L-R) | 2 |
| Simplified Procedure - Features | 289(L-R) | 2 |
| Rule 76 - Features | 289(L-R) | 2 |
| Simplified Procedure - Affidavit of Documents | 289(R)  291(R) | 2  4 |
| Affidavit of Documents - Simplified Procedure | 289(R)  291(R) | 2  4 |
| Simplified Procedure - Motions - Summary Judgment | 289(R)  292(R) | 2  7 |
| Simplified Procedure - Summary Judgment Motion | 289(R)  292(R) | 2  7 |
| Motions - Simplified Procedure - Summary Judgment | 289(R)  292(R) | 2  7 |
| Simplified Procedure - Ordinary vs. Summary Trial | 289(R) | 2 |
| Simplified Procedure - Summary vs. Ordinary Trial | 289(R) | 2 |
| Simplified Procedure - Trial Type | 289(R) | 2 |
| Simplified Procedure - Mode of Trial | 289(R) | 2 |
| Simplified Procedure - Costs Consequences | 289(R) | 2 |
| Costs Consequences - Simplified Procedure | 289(R) | 2 |
| Simplified Procedure - Availability | 289(R)-290(L) | 3 |
| Rule 76 - Availability | 289(R)-290(L) | 3 |
| Simplified Procedure - Not Available | 289(R)-290(L) | 3 |
| Rule 76 - Not Available | 289(R)-290(L) | 3 |
| Simplified Procedure - When Mandatory | 290(L-R) | 3.1 |
| Rule 76 - When Mandatory | 290(L-R) | 3.1 |
| Simplified Procedure - Mandatory | 290(L-R) | 3.1 |
| Rule 76 - Mandatory | 290(L-R) | 3.1 |
| Simplified Procedure - When Optional | 290(R) | 3.2 |
| Rule 76 - When Optional | 290(R) | 3.2 |
| Simplified Procedure - Optional | 290(R) | 3.2 |
| Rule 76 - Optional | 290(R) | 3.2 |
| Simplified Procedure - Multiple Plaintiffs | 290(R) | 3.3 |
| Rule 76 - Multiple Plaintiffs | 290(R) | 3.3 |
| Multiple Plaintiffs - Simplified Procedure | 290(R) | 3.3 |
| Simplified Procedure - Abandoning Claims | 290(R) | 3.3 |
| Rule 76 - Abandoning Claims | 290(R) | 3.3 |
| Simplified Procedure - Counterclaims, Crossclaims, and Third Party Claims - Effect Of | 291(L) | 3.4 |
| Counterclaims - Simplified Procedure | 291(L) | 3.4 |
| Crossclaims - Simplified Procedure | 291(L) | 3.4 |
| Third Party Claims - Simplified Procedure | 291(L) | 3.4 |
| Simplified Procedure - Amending Into or Out Of | 291(L-R) | 3.5 |
| Rule 76 - Amending Into or Out of | 291(L-R) | 3.5 |
| Simplified Procedure - Switching Into or Out Of | 291(L-R) | 3.5 |
| Rule 76 - Switching Into or Out Of | 291(L-R) | 3.5 |
| Simplified Procedure - Moving Into or Out Of | 291(L-R) | 3.5 |
| Rule 76 - Moving In or Out Of | 291(L-R) | 3.5 |
| Simplified Procedure - Witnesses | 291(R) | 4 |
| Witnesses - Simplified Procedure | 291(R) | 4 |
| Rule 76 - Simplified Procedure | 291(R) | 4 |
| Simplified Procedure - Discovery | 291(R)-292(L) | 5 |
| Simplified Procedure - Cross-Examination | 291(R)-292(L) | 5 |
| Rule 76 - Discovery | 291(R)-292(L) | 5 |
| Rule 76 - Cross-Examination | 291(R)-292(L) | 5 |
| Discovery - Simplified Procedure | 291(R)-292(L) | 5 |
| Cross-Examination - Simplified Procedure | 291(R)-292(L) | 5 |
| Simplified Procedure - Examination for Discovery | 291(R)-292(L) | 5 |
| Rule 76 - Examination for Discovery | 291(R)-292(L) | 5 |
| Examination for Discovery - Simplified Procedure | 291(R)-292(L) | 5 |
| Simplified Procedure - Motions - Location | 292(L-R) | 6 |
| Simplified Procedure - Motions - Procedure | 292(L-R) | 6 |
| Simplified Procedure - Motions - Service | 292(L-R) | 6 |
| Motions - Simplified Procedure - Procedure | 292(L-R) | 6 |
| Motions - Simplified Procedure - Location | 292(L-R) | 6 |
| Motions - Simplified Procedure - Service | 292(L-R) | 6 |
| Simplified Procedure - Motions - Registrar - Role Of | 292(L-R) | 6 |
| Motions - Simplified Procedure - Registrar - Role Of | 292(L-R) | 6 |
| Registrar - Simplified Procedure - Motions | 292(L-R) | 6 |
| Summary Judgment - Simplified Procedure | 292(R) | 7 |
| Motions - Summary Judgment - Simplified Procedure | 292(R) | 7 |
| Simplified Procedure - Settlement Discussion | 293(L) | 8 |
| Simplified Procedure - Documentary Disclosure | 293(L) | 8 |
| Settlement Discussion - Simplified Procedure | 293(L) | 8 |
| Documentary Disclosure - Simplified Procedure | 293(L) | 8 |
| Settlement - Discussion - Simplified Procedure | 293(L) | 8 |
| Settlement - Simplified Procedure - Discussion Required | 293(L) | 8 |
| Simplified Procedure - Trial - Setting Down For | 293(L) | 9 |
| Setting Down for Trial - Simplified Procedure | 293(L) | 9 |
| Simplified Procedure - Setting Down for Trial | 293(L) | 9 |
| Simplified Procedure - Trial - Setting Action Down | 293(L) | 9 |
| Setting Action Down - Simplified Procedure | 293(L) | 9 |
| Simplified Procedure - Setting Action Down | 293(L) | 9 |
| Summary Trial - Simplified Procedure | 293(L)-294(L) | 9  11 |
| Simplified Procedure - Summary Trial | 293(L) -294(L) | 9  11 |
| Simplified Procedure - Trial Record | 293(L) | 9 |
| Trial Record - Simplified Procedure | 293(L) | 9 |
| Simplified Procedure - Pre-Trial Conference | 293(L-R) | 10 |
| Pre-Trial Conference - Simplified Procedure | 293(L-R) | 10 |
| Trial Date - Setting Of - Simplified Procedure | 293(L-R) | 10 |
| Setting Trial Date - Simplified Procedure | 293(L-R) | 10 |
| Simplified Procedure - Trial Date - Setting Of | 293(L-R) | 10 |
| Simplified Procedure - Setting Trial Date | 293(L-R) | 10 |
| Simplified Procedure - Summary Trial - Purpose Of | 293(L)-294(L) | 11 |
| Summary Trial - Simplified Procedure - Purpose Of | 293(L)-294(L) | 11 |
| Simplified Procedure - Summary Trial - Procedure | 293(L)-294(L) | 11 |
| Summary Trial - Simplified Procedure - Procedure | 293(L)-294(L) | 11 |
| Simplified Procedure - Costs | 294(L-R) | 12 |
| Rule 76 - Costs | 294(L-R) | 12 |
| Costs - Simplified Procedure | 294(L-R) | 12 |
| Costs - Rule 76 | 294(L-R) | 12 |
| Simplified Procedure - Costs - Judgment <$100k | 294(L) | 12.1 |
| Costs - Simplified Procedure - Judgment <$100k | 294(L) | 12.1 |
| Simplified Procedure - Costs - Action Should Have Been Under Simplified Procedure | 294(L) | 12.1 |
| Costs - Simplified Procedure - Action Should Have Been Under Simplified Procedure | 294(L) | 12.1 |
| Simplified Procedure - Costs - Defendant Unjustifiably Objects | 294(L-R) | 12.2 |
| Costs - Simplified Procedure - Defendant Unjustifiably Objects | 294(L-R) | 12.2 |
| Simplified Procedure - Costs - Defendant Objects Unjustifiably | 294(L-R) | 12.2 |
| Costs - Simplified Procedure - Defendant Objects Unjustifiably | 294(L-R) | 12.2 |
| Simplified Procedure - Costs - Counterclaims, Crossclaims, and Third Party Claims | 294(R) | 12.3 |
| Costs - Simplified Procedure - Counterclaims, Crossclaims, and Third Party Claims | 294(R) | 12.3 |
| Counterclaims - Simplified Procedure - Costs | 294(R) | 12.3 |
| Crossclaims - Simplified Procedure - Costs | 294(R) | 12.3 |
| Third Party Claims - Simplified Procedure - Costs | 294(R) | 12.3 |
| Simplified Procedure - Costs - Transition | 294(R) | 12.4 |
| Costs - Simplified Procedure - Transition | 294(R) | 12.4 |
| Simplified Procedure - Costs - Quantum Of | 294(R) | 12.5 |
| Costs - Simplified Procedure - Quantum Of | 294(R) | 12.5 |
| Simplified Procedure - Costs - Amount Of | 294(R) | 12.5 |
| Costs - Simplified Procedure - Amount Of | 294(R) | 12.5 |
| Costs - Simplified Procedure - Sanction | 294(R) | 12.6 |
| Simplified Procedure - Costs - Sanction | 294(R) | 12.6 |
| Simplified Procedure - Special Rules - Toronto, Ottawa, and County of Essex | 295(L-R) | 13 |
| Mandatory Mediation - Simplified Procedure | 295(L-R) | 13 |
| Simplified Procedure - Mandatory Mediation - Toronto, Ottawa, and County of Essex | 295(L-R) | 13 |