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| Litigation Guardian - Residency - Non-Residency May Attract Security for Costs | 131 | L/M | 2.4 |
| Litigation Guardian - Residency - Ordinary Resident in Ontario not Expressly Required | 131 | L/M | 2.4 |
| Litigation Guardian - for Plaintiff/Applicant - Failure to appoint - Lawyer may be personally liable for costs | 131 | L/M | 2.5 |
| Litigation Guardian - for Plaintiff/Applicant - Failure to appoint - Irregularity + Curable | 131 | L/M | 2.5 |
| Litigation Guardian - Failure to appoint - Irregularity, Doesn’t Invalidate | 131 | L/M | 2.5 |
| Litigation Guardian - for Plaintiff/Applicant - Failure to appoint - Partnership Commencing Action - Where Appointment Not required | 131 | L/B | 2.5 |
| Litigation Guardian - Failure to appoint - Actioned commenced + one party minor - Action does not proceed until LG appointed | 131 | L/M | 2.5 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Time runs/starts | 131 | L/B | 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/B | 2.6 |
| Children’s Lawyer - Service of Originating Process on  SEE: Parties - Disability - Service On | 131 | R/B | 2.7 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Basic/Ultimate do not run (in period of time when no LG) | 131 | L-R | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Basic/Ultimate do not run - Where Minor + No LG - ss. 6 and 15(4)(b) LA, 2002 | 131 | R/T | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Where Limitation Period Suspended by s.6 or 7 LA, 2002 - Where Appointment Ends Suspension subject to s. 9(3)-(4) | 131 | R/T | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Where Limitation Period Suspended - Where Appointment Ends Suspension - Judge Must be Satisfied | 131 | R/M | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Court lift postponement suspension - Conditions | 131 | R/M | 2.6 |
| Litigation Guardian - for Plaintiff/Applicant - Limitation Period - Court appointed LG - Conditions | 131 | R/M | 2.6 |
| Litigation Guardian - for Defendant/Respondent - Originating process (defined R. 1.03) - Service of - General Originating Process R. 16 | 131 | R/M | 2.7 |
| Litigation Guardian - for Defendant/Respondent - Service of originating process | 131 | R/M | 2.7 |
| Parties - Disability - Absentee - Service on LG - If no LG, then PGT (R. 16.02(1)(i)) | 131 | R/B | 2.7 |
| Parties - Disability - Absentee - Service on (R. 16.02(1)(i)) | 131 | R/B | 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/B | 2.7 |
| Parties - Disability - Minor - Service on (R. 16.02(1)(j)) | 131 | R/B | 2.7 |
| Parties - Disability - Minor - Service on Children’s Lawyer - Where Trust or Estate (R. 16.02(1)(j)) | 131 | R/B | 2.7 |
| Parties - Disability Generally - Service on (R. 16.02(1)) | 131 | R/M | 2.7 |
| Public Guardian Trustee - Service of Originating Process on  SEE: Parties - Disability - Service On | 131  132 | R/B  L/T | 2.7  2.7 |
| Service - Absentee SEE: Parties - Disability - Absentee - Service on (R. 16.02(1)(i)) | 131 | R/B | 2.7 |
| Service - Disability SEE: Parties - Disability - Service on (R. 16.02(1)) | 131 | R/M | 2.7 |
| Service - Minor SEE: Parties - Disability - Minor - Service on (R. 16.02(1)(j)) | 131 | R/B | 2.7 |
| Serving Disabled Parties  SEE: Parties - Disability - Service on (R. 16.02(1)) | 131 | R/M | 2.7 |
| Parties - Disability - Mentally Incapable - Service on (R. 16.02(1)(k)) | 131-132 | R-L | 2.7 |
| Service - Mentally Incapable Person SEE: Parties - Disability - Mentally Incapable - Service on (R. 16.02(1)(k)) | 131-132 | R-L | 2.7 |
| Parties - Disability - Money Payable to Children’s Lawyer - Paid Into Court - R. 7.09(2) | 132 | R/T | 2.9 |
| Litigation Guardian - for Defendant/Respondent - Default (only w/ leave) - Motion seeking Leave - Plaintiff Must Give Notice of - R. 7.07(2) | 132 | L/M | 2.7 |
| Litigation Guardian - for Defendant/Respondent - Notice of motion by Plaintiff for default (only w/ leave) - R. 7.07(2) | 132 | L/M | 2.7 |
| Litigation Guardian - for Defendant/Respondent - Plaintiff Must Serve Notice of motion to note in default - R. 7.07(2) | 132 | L/M | 2.7 |
| Litigation Guardian - for Defendant/Respondent - Plaintiff Noting Disabled Defendant in Default (only w/ leave) | 132 | L/M | 2.7 |
| Parties - Disability - Default (w/ leave) - Notice of motion - R. 7.07(2) | 132 | L/M | 2.7 |
| Parties - Disability - Default Judgment - Leave of judge required - R. 7.07(1) | 132 | L/M | 2.7 |
| Parties - Disability - Defendant/Respondent - Default (w/ leave) - Notice of motion - R. 7.07(2) | 132 | L/M | 2.7 |
| Parties - Disability - Defendant/Respondent - Noting in Default (w/ leave) - Notice of motion - R. 7.07(2) | 132 | L/M | 2.7 |
| Litigation Guardian - Settlement - Judge must approve - Unenforceable but not Illegal (R. 7.08(1)) | 132 | L/M | 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/M | 2.8 |
| Litigation Guardian - Settlement - Where Offer Accepted After Minor Turns 18 but Offer Made Prior to 18 - Judge Must Approve | 132 | L/B | 2.8 |
| Litigation Guardian - Settlement - Obtaining judge approval (application or motion) | 132 | L/B | 2.8 |
| Litigation Guardian - Settlement - Obtaining judge approval - Where Application Appropriate - R. 7.08(3) | 132 | L/B | 2.8 |
| Litigation Guardian - Settlement - Obtaining judge approval - Where Motion Appropriate | 132 | L/B | 2.8 |
| Litigation Guardian - Settlement - Obtaining judge approval - What Must be Filed on Motion / Application (R. 7.08(4)) | 132 | L/B | 2.8 |
| Litigation Guardian - Settlement - Serving Children's Lawyer / PGT - R. 7.08(5) | 132 | L/B | 2.8 |
| Litigation Guardian - Settlement - Serving Children's Lawyer / PGT - Lawyer Should Consider Dispensing of Service on | 132 | R/T | 2.8 |
| Litigation Guardian - Settlement - Serving Children's Lawyer / PGT - direct oral or written submissions on any objections - R. 7.08(5) | 132 | L-R | 2.8 |
| Parties - Disability - Settlement - Judge must approve - Unenforceable | 132 | L/M | 2.8 |
| Parties - Disability - Settlement - Obtaining judge approval (application or motion) | 132 | L/B | 2.8 |
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| Litigation Guardian - for Plaintiff/Applicant - Money Payable into Court - R. 7.09(1)-(2) | 132 | R/T | 2.9 |
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| Litigation Guardian - for Plaintiff/Applicant - Settlement - Paid into court - R. 7.09(1)-(2) | 132 | R/T | 2.9 |
| Parties - Disability - Money Payable - Paid into court - R. 7.09(1)-(2) | 132 | R/T | 2.9 |
| Parties - Disability - Order - Paid into court - R. 7.09(1)-(2) | 132 | R/T | 2.9 |
| Parties - Disability - Settlement - Paid into court - R. 7.09(1)-(2) | 132 | R/T | 2.9 |
| Costs - Litigation Guardian - for Plaintiff/Applicant - Liability for | 132 | R/T | 2.10 |
| Litigation Guardian - for Plaintiff/Applicant - Liability for Costs - Recoverable - Generally - R. 57.06(2) | 132 | R/M | 2.10 |
| Litigation Guardian - for Plaintiff/Applicant - Liability for Costs - Frivolous Action - LG may be liable | 132 | R/M | 2.10 |
| Litigation Guardian - for Plaintiff/Applicant - Liability for Costs - Where LG sues on behalf - Liability to Pay Costs Proportionate to Benefit Received | 132 | R/M | 2.10 |
| Litigation Guardian - Liability for Costs - May be Personally Liable - R. 7.02(2)(h) | 132 | R/T | 2.10 |
| Litigation Guardian - for Defendant/Respondent - Liability for costs - Not Liable for Defending Unsuccessfully | 132 | R/M | 2.10 |
| Litigation Guardian - for Defendant/Respondent - Liability for costs - Where Plaintiff Successful - Generally | 132 | R/B | 2.10 |
| Litigation Guardian - for Defendant/Respondent - Liability for costs - Where Plaintiff Successful - Court May Order Plaintiff only to Pay Costs of LG to Extent can Recover - R. 57.06(1) | 132 | R/B | 2.10 |
| Costs - Litigation Guardian - for Defendant/Respondent | 132 | R/M | 2.10 |
| Litigation Guardian - for Defendant/Respondent - Liability for costs | 132 | R/M | 2.10 |
| Parties - Disability - Liability for costs | 132 | R | 2.10 |
| Litigation Guardian - To Retire - Need Court Order | 132 | R/B | 2.11 |
| Litigation Guardian - Retiring - Not Relieved of Position until Court Informed of the Circumstances + Suitable Replacement Provided | 132 | R/B | 2.11 |
| Litigation Guardian - Removal or Replacement - Court May Do So - R. 7.06 | 132 | R/B | 2.11 |
| Litigation Guardian - Removal of - Where Removed or Retired - Must Usually Give Security for Costs Already Incurred | 132-133 | R-L | 2.11 |
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| Litigation Guardian - Removal of - Circumstances (3 Situations) - Where Minor Reaches 18 - Form 7B and R. 7.06(1)(a) | 133 | L/M | 2.11 |
| Litigation Guardian - Removal of - Circumstances (3 Situations) - Where Party Under any Other Disability Ceases to be under Disability - R. 7.06(1)(b) | 133 | L/M | 2.11 |
| Litigation Guardian - Removal of - Circumstances (3 Situations) - Where Court Determined LG not Acting in Best Interest - R. 7.06(2) | 133 | L/M | 2.11 |
| Litigation Guardian - Removal of Lawyer for LG | 133 | L/B | 2.12 |
| Litigation Guardian - Removal of Lawyer for LG - Generally - Lawyer can File Motion to be Removed - R. 15.04(1) | 133 | L/B | 2.12 |
| Litigation Guardian - Removal of Lawyer for LG - Generally - Lawyer can File Motion to be Removed - Needs to be After Providing Notice to the Client - R. 15.04(2) | 133 | L/B | 2.12 |
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| Litigation Guardian - Removal of Lawyer for LG - Disabled Client - Where LG not Children’s Lawyer or PBT - Notice Must Also be Served on Children’s Lawyer is party is Minor or on PGT in any other case - R. 15.04(3) | 133 | L/B | 2.12 |
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| Executors/Administrators/Trustees - Parties - to Sue and be Sued (R. 9.01(1)) | 133 | R/B | 3.1 |
| Executors/Administrators/Trustees - Personal Representative - Joinder | 133 | R/B | 3.1 |
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| Corporations - Action on behalf of (vs. individual action of stakeholder) | 136 | L/M | 5 |
| Corporation - Action on behalf of - Corporation is Only Proper Plaintiff | 136 | L/M | 5 |
| Corporations - Action on behalf of - Liquidation - Proper plaintiff | 136 | L/M | 5 |
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| Corporations - Action by - Corporation outside of Canada | 136 | R/M | 5 |
| Corporations - Action by - Corporation outside of Canada - Requirements - Failure to Comply | 136 | R/M | 5 |
| Corporations - Action on behalf of - Corporation outside of Canada | 136 | R/M | 5 |
| Corporations - Extra-Provincial Corporations Act | 136 | R/M | 5 |
| Corporations - Statute - Extra-Provincial Corporations Act | 136 | R/M | 5 |
| Corporations - Action by - Corporation outside of Canada - Requirements - Must Appoint Agent for Service in Ontario + Prescribed Form | 136 | R/M | 5 |
| Corporations - Action on behalf of - Shareholder approval (not required) | 136 | L/M | 5 |
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| Corporation - Action on behalf of - Directors’ Prima Facie Right | 136 | L/M | 5 |
| Corporation - Action on behalf of - Must be Represented by Lawyer - Unless Leave Obtained (R. 15.02(2)) | 136 | L/B | 5 |
| Corporations - Action - Governed by statute (OBCA, CBCA) | 136 | L/B | 5 |
| Corporations - Action on behalf of - CBCA | 136 | L/B | 5 |
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| Corporations - Canada Business Corporations Act | 136 | L/B | 5 |
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| Corporations - Derivative action (s. 246 OBCA, s. 239 CBCA) | 136 | L-R | 5 |
| Corporations - Intervention by interested parties (s. 247 OBCA, s. 240 CBCA) | 136 | R/T | 5 |
| Corporations - Legal representation required (or leave of court) | 136 | L/B | 5 |
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| Corporations - Oppression Remedy (s. 248 OBCA, s. 241 CBCA) | 136 | R/M | 5 |
| Corporations - Statute - CBCA | 136 | L/B | 5 |
| Corporations - Statute - Derivative action (s. 246 OBCA, s. 239 CBCA) | 136 | L-R | 5 |
| Corporations - Statute - Intervention by interested parties (s. 247 OBCA, s. 240 CBCA) | 136 | R/T | 5 |
| Corporations - Statute - Ontario’s Business Corporations Act | 136 | L/B | 5 |
| Corporations - Statute - Oppression Remedy (s. 248 OBCA, s. 241 CBCA) | 136 | R/M | 5 |
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| Intervention by Interested Parties  SEE: Corporation - Intervention by interested parties  SEE: Joinder - Intervention | 136 | R/T | 5 |
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| Partnership - Defined - s. 2 PA | 136 | R/B | 6.1 |
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| Business Names Act  SEE: Partnership - Business Names Act  SEE: Sole Proprietorship - Business Names Act | 137 | L/M | 6.1 |
| Partnership - Action commenced - which name used | 137 | L/T | 6.1 |
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| Partnership - Action against - Common Defence - Exception (denies partner) - Becomes Party, Title of Proceeding Amended (R. 8.04(a)) | 137 | L/B | 6.1 |
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| Partnership - Disclose partnership list - Consequences (R. 8.05(2)) | 137 | R/M | 6.1 |
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| Partnership - Disclose partnership list - Plaintiff has 15 Days After Disclosure for Service (R. 8.05(3)) | 137 | R/M | 6.1 |
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| Partnership - Locating / identifying partners | 137 | R/M | 6.1 |
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| Joinder of Parties - Misjoinder / Non-joinder - Not fatal (usually) | 140 | R/B | 1.3 |
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| Joinder of Parties - Curative Provisions - Gives Court Authority to Determine Issues w/o Prejudice to Non-Parties - R. 5.04(1) | 140-141 | R-L | 1.3 |
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| Joinder of Parties - Curative provisions - Court may grant relief | 141 | L/M | 1.3 |
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| Joinder of Parties - Curative provisions - Court’s Power is Discretionary | 141 | L/M | 1.3 |
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| Joint Owners - Chattel - Tort - Damages - Proportionate to Co-Owner’s Interest (R. 5.04(1)) | 142 | L/T | 1.4.2 |
| Relief Against Joinder (R. 5.05)  SEE: Joinder of Parties - Relief against joinder | 142 | R/T | 1.5 |
| Joinder of Parties - Relief against joinder - Court May (R. 5.05) | 142 | R/M | 1.5 |
| Joinder of Parties - Relief against joinder - Court has Discretion to (R. 5.05) | 142 | R/M | 1.5 |
| Joinder of Parties - Relief against joinder - Court’s Options to Relieve Joinder (R. 5.05) | 142 | R/M | 1.5 |
| Joinder of Parties - Relief against joinder - Complicating joinder - Relief by court | 142 | R/T | 1.5 |
| Joinder of Parties - Relief against joinder - Court discretion - Relief against prejudicial / complicating joinder | 142 | R/T | 1.5 |
| Joinder of Parties - Relief against joinder - Prejudicial joinder - Relief by Court | 142 | R/T | 1.5 |
| Joinder of Parties - Relief against joinder (R. 5.05) | 142 | R/T | 1.5 |
| Joinder of Parties - Relief against joinder - By Court (R. 5.05) | 142 | R/T | 1.5 |
| Joinder of Parties - Actions in land - Joint Tenancy | 142 | L/M | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Joint Tenancy (necessary if JTs, failure to include all may be fatal) - Relief provisions rr. 5.03(5)-(6) and 5.04(1) | 142 | L/M | 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/M | 1.4.3 |
| Actions for Possession in Land - Joinder of Parties  SEE: Joinder of Parties - Actions in Land | 142 | L-R | 1.4.3 |
| Actions in Land - Joinder of Parties  SEE: Joinder of Parties - Actions in Land | 142 | L-R | 1.4.3 |
| Conversion - Joinder of Parties - Actions in Land | 142 | L/B | 1.4.3 |
| Joinder of Parties - Actions in land - Conversion - Plaintiff - Proper plaintiff (if right to immediate possession + property vested) | 142 | L/B | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Trespass - Landlord sometimes proper | 142 | L/B | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Trespass - Proper if in possession | 142 | L/B | 1.4.3 |
| Joinder of Parties - Actions in land - Trespass - Plaintiff | 142 | L/B | 1.4.3 |
| Joinder of Parties - Actions in land - Wrongful dispossession | 142 | L/M | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Entitled to Immediate Possession | 142 | L/M | 1.4.3 |
| Joinder of Parties - Actions in land - Defendant - Person in Actual Possession | 142 | L/M | 1.4.3 |
| Trespass - Joinder of Parties - Actions in Land | 142 | L/B | 1.4.3 |
| Wrongful Dispossession of Land - Joinder of Parties - Actions in Land | 142 | L/M | 1.4.3 |
| Joinder of Parties - Actions in land - Defendants - Mortgagee - Where Necessary defendant | 142 | R/T | 1.4.3 |
| Joinder of Parties - Actions in land - Defendants - Mortgagee - Action for Trespass | 142 | L-R | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Mortgagor - Can Maintain Action As Long as Mortgage has Not Taken Possession | 142 | L/B | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Mortgagor - If in Possession - Considered Beneficial Owner | 142 | L/B | 1.4.3 |
| Joinder of Parties - Actions in land - Defendants - Mortgagee - Proper defendants (all in actual possession should be joined, relaxed if same lessor) | 142 | R/T | 1.4.3 |
| Joinder of Parties - Actions in land - Mortgages - Joining Ds (all parties in possession) | 142 | R/T | 1.4.3 |
| Joinder of Parties - Actions in land - Mortgage | 142 | L-R | 1.4.3 |
| Joinder of Parties - Actions in land - Plaintiff - Mortgagor | 142 | L-R | 1.4.3 |
| Joinder of Parties - Mortgagor / Mortgagee | 142 | L-R | 1.4.3 |
| Mortgage - Actions in Land - Joinder of Parties | 142 | L-R | 1.4.3 |
| Joinder of Parties - Intervention - Where May be Sought | 142 | R/M | 1.6 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Appropriate circumstance | 142 | R/B | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Court discretion - Considerations in granting leave - Undue Delay or Prejudice | 142 | R/B | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - on motion | 142 | R/B | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Court discretion - Make Order that is Just | 142 | R/B | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Court discretion - Considerations in Allowing Intervention | 142 | R/B | 1.6.1 |
| Intervention  SEE: Joinder of Parties - Intervention | 142 | R/M | 1.6 |
| Joinder of Parties - Intervention - R. 13 | 142 | R/M | 1.6 |
| Intervention as an Added Party  SEE: Joinder of Parties - Intervention - Added party (R. 13.01) | 142 | R/B | 1.6.1 |
| Amicus curaie - Intervention  SEE: Joinder of Parties - Intervention - Friend of the court (R. 13.02) | 142  143 | R/M  L/M | 1.6  1.6.2 |
| Joinder of Parties - Intervention - Amicus curiae (R. 13.02)  SEE: Joinder of Parties - Intervention - Friend of the Court | 142  143 | R/M  L/M | 1.6  1.6.2 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Court discretion - Extent of participation (argument and/or evidence) | 142-143 | R-L | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Nature of intervention (argument and/or evidence) | 142-143 | R-L | 1.6.1 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Nature of intervention (may limit to presenting arguments R. 13.01(2)) | 143 | L/T | 1.6.1 |
| Consolidation - Court’s Discretion - To vary order (R. 6.02) | 143 | R/M | 2 |
| Joinder of Parties - Intervention - Added party (R. 13.01) - Example - Halton Community Credit Union v ICL Computers Canada | 143 | L/T | 1.6.1 |
| Joinder of Parties - Intervention - Example | 143 | L/T | 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/M | 2 |
| Consolidation - Proceedings consolidated - When appropriate | 143 | R/M | 2 |
| Consolidation - When Appropriate | 143 | R/M | 2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - How (with leave of court or invitation by court) | 143 | L/M | 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/M | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Purpose of Intervention - Render Assistance | 143 | L/M | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Extent of participation (argument) | 143 | L/M | 1.6.2 |
| Joinder of Parties - Intervention - Public interest - Friend of the court | 143 | L/M | 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/M | 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/B | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Charter cases Specifically | 143 | L/B | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Submissions are Useful and Different | 143 | R/T | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Threshold Lower in Public Interest Case | 143 | R/T | 1.6.2 |
| Joinder of Parties - Intervention - Friend of the court (R. 13.02) - Principles to Consider - Indifference to Outcome not an Issue | 143 | R/T | 1.6.2 |
| Questions of Law / Fact in common - Consolidation | 143 | R/M | 2 |
| Action - Hearing together  SEE: Consolidation | 143 | R/M | 2 |
| Action - Consolidation (hearing together)  SEE: Consolidation | 143 | R/M | 2 |
| Consolidation - Circumstances where appropriate | 143 | R/M | 2 |
| Consolidation - Where Cannot be - Could Not have Been Joined Initially | 143 | R/M | 2 |
| Consolidation - Counterclaim | 143 | R/M | 2 |
| Consolidation - Heard Together | 143 | R/M | 2 |
| Consolidation - Heard One After the Other | 143 | R/M | 2 |
| Consolidation - Effect of | 143 | R/B | 2 |
| Consolidation - Effect of - Consolidation (proceed as one action) | 143 | R/B | 2 |
| Consolidation - Effect of - Hearing together or One After the Other | 143 | R/B | 2 |
| Consolidation - Orders - Counterclaim | 143 | R/M | 2 |
| Consolidation - Orders - Heard successively | 143 | R/M | 2 |
| Consolidation - Orders - Hearing together | 143 | R/M | 2 |
| Consolidation - Orders - Proceedings consolidated | 143 | R/M | 2 |
| Consolidation - Orders - Proceedings stayed | 143 | R/M | 2 |
| Consolidation - Orders (5 options) (R. 6.01(d)-(e)) | 143 | R/M | 2 |
| Consolidation - Proceedings stayed | 143 | R/M | 2 |
| Hearing Together SEE: Consolidation - Orders - Heard Together | 143 | R/M | 2 |
| Consolidation - Where Inappropriate - Where Defendant Commences Second Action Against Plaintiff | 143 | R/B | 2 |
| Consolidation - Different courts - s. 107 CJA | 144 | L/T | 2 |
| Consolidation - Different courts - Small Claims - Need Consent to Transfer to Superior Court (but Vigna v Toronto Stock Exchange allowed) | 144 | L/T | 2 |
| Consolidation - Different courts - Small Claims | 144 | L/T | 2 |
| Consolidation - Small Claims | 144 | L/M | 2 |
| Consolidation - Different courts - Small Claims - Counterclaim w/o Plaintiff’s Consent | 144 | L/M | 2 |
| Consolidation - Different courts - Small Claims - Proceeding not required to be asserted by way of counterclaim s. 107(3) CJA | 144 | L/M | 2 |
| Consolidation - Court’s Discretion - Considerations | 144 | L-R | 2 |
| Consolidation - Court’s Discretion - Considerations - Privilege in Examination for Discovery | 144 | R/T | 2 |
| Consolidation - Hearing together - Court’s discretion - Considerations | 144 | L-R | 2 |
| Consolidation - Proceedings consolidated - Court’s discretion - Considerations | 144 | L-R | 2 |
| Consolidation - Different courts - Small Claims - Motion to Transfer - Superior Court Judge | 144 | L/T | 2 |
| Consolidation - Court’s Discretion - Considerations - Convenience / Expense | 144 | L/B | 2 |
| Consolidation - Court’s Discretion - Considerations - Jury Notice in One Action but Not the Other | 144 | L/B | 2 |
| Consolidation - Court’s Discretion - Considerations - How Far Actions Progressed | 144 | L/B | 2 |
| Consolidation - Court’s Discretion - Considerations - Plaintiffs have Separate Lawyers and Cannot Agree | 144 | R/T | 2 |
| Consolidation - Court’s Discretion - Considerations - Where Relevant Matters in One Have Arisen After Commencement | 144 | R/T | 2 |
| Consolidation - Heard successively - Court’s discretion - To vary order (R. 6.02) | 144 | R/M | 2 |
| Consolidation - Hearing together - Court’s discretion - To vary order (R. 6.02) | 144 | R/M | 2 |
| Consolidation - Hearing Together - Example | 144 | R/M | 2 |
| Bifurcated trial - Court’s discretion (e.g. liability + damages) | 144 | R/B | 3 |
| Consolidation - Separate Hearings - Bifurcated | 144 | R/B | 3 |
| Separate Hearings - Also Called Bifurcated Trial | 144 | R/B | 3 |
| Separate Hearings - Bifurcated Trial - Court’s Inherent Jurisdiction to Bifurcate - Soulliere v Robitaille Estate | 144 | R/B | 3 |
| Separate Hearings - Court has Power to Order Distinct Issues to be Heard Separately (R. 6.1.01) | 144 | R/M | 3 |
| Separate Hearings (e.g. for Damages and Liability) | 144 | R/M | 3 |
| Action - vs. Application | 145 | L/B | 2 |
| Application - vs. Action | 145 | L/B | 2 |
| Commencement of Proceeding - Action or Application? | 145 | L/B | 2 |
| Commencement of Proceeding - Location | 145 | L/T | 1 |
| Commencement of Proceeding - Place of commencement | 145 | L/T | 1 |
| Commencement of Proceeding - Transfer | 145 | L/M | 1 |
| Commencement of Proceeding - Estates Act - Specifies place of commencement - r. 13.1.01(1) | 145 | L/T | 1 |
| Commencement of Proceeding - location - where statute/rule does not specify - r. 13.1.01(2) | 145 | L/M | 1 |
| Transfer of proceedings to different jurisdiction - r. 13.1.02 | 145 | L/M | 1 |
| Place of commencement - where statute/rule does not specify - r. 13.1.01(2) | 145 | L/M | 1 |
| Transfer of proceedings - jurisdiction of court - fair trial not likely - r. 13.1.02(2)(a) | 145 | L/M | 1 |
| Transfer of proceedings - jurisdiction of court - interests of justice - factors to be considered by court - r. 13.1.02(2)(b) | 145 | L/M | 1 |
| Transfer of proceedings - discretion of regional senior judge - r. 13.1.02(4) | 145 | L/M | 1 |
| Location of proceedings - transfer of proceedings - discretion of regional senior judge r. 13.1.02(4) | 145 | L/M | 1 |
| Location of proceedings - place of commencement | 145 | L/T | 1 |
| Location of proceedings - place of commencement - where statute/rule does not specify | 145 | L/M | 1 |
| Commencement of Proceeding - Action - Definition - r. 1.03(1) | 145 | L/B | 2 |
| Commencement of Proceeding - Action - by Statement of Claim, Notice of Action, Counterclaim, Crossclaim, Third Party (Subsequent) Claims | 145 | L/B | 2 |
| Commencement of Proceeding - Application - Definition - r. 1.03(1) | 145 | L/B | 2 |
| Commencement of Proceeding - Application - by Notice of Application | 145 | L/B | 2 |
| Action - General | 145 | L/B | 2 |
| Action - Commencement  SEE: Commencement of Proceedings - Action | 145 | L/B | 2 |
| Commencement of Proceeding - Application - Circumstances appropriate (Rules or Statute provide otherwise R. 14.02) | 145 | R/T | 2 |
| Commencement of Proceeding - Action - All Proceedings brought by Action - Except Where Rules or Statute (R. 14.02) | 145 | R/T | 2 |
| Commencement of Proceeding - Application - Made for Specific Kinds of Relief - rr. 14.05(3)(a)-(h) | 145 | R/T | 2 |
| Commencement of Proceeding - Application - Allowed Where Unlikely Will be Material Facts in Dispute - Residual Provision - 14.05(3)(h) | 145 | R/T | 2 |
| Commencement of Proceeding - Application - to Superior Court of Justice / Judge of that court if Authorized (R. 14.05(2) | 145 | R/M | 2 |
| Commencement of Proceeding - Application - Where other Provisions of the Rules authorize - R. 14.05(3) | 145 | R/M | 2 |
| Commencement of Proceeding - Application - Where other Provisions of the Rules authorize - Examples (R. 7.08(3), 43.03(1)1) | 145 | R/M | 2 |
| Commencement of Proceeding - Application or Action - Where Nature of Matter/Factual Basis allows | 145 | R/B | 2 |
| Commencement of Proceeding - Application or Action - Strategical Thinking re: choice in achieving client results | 145 | R/B | 2 |
| Commencement of Proceeding - Application or Action - Strategical Thinking - Factors | 145 | R/B | 2 |
| Commencement of Proceeding - Court May Deny Relief / May Order Change to Action if Application Improperly Brought - Severe Cost Consequence Potential | 145 | R/B | 2 |
| Commencement of Proceeding - Originating Process - r. 14.01(1) | 145 | R/B | 3 |
| Commencement of Proceeding - Originating Process - Definition - r. 1.03(1) | 145 | R/B | 3 |
| Commencement of Proceeding - Originating Process  SEE: Originating Process | 145-146 | R-L | 3 |
| Originating Process - Required - Exceptions - appointment of estate trustee - R. 74 (r. 14.01(2.1)) | 146 | L/T | 3 |
| Commencement of Proceeding - Originating Process - Not counterclaims against person already party, crossclaim or notice of motion | 146 | L/T | 3 |
| Commencement of Proceeding - Originating Process - Required for counterclaim against person not party (rr. 14.01(2), 27.03 and Form 27B) | 146 | L/M | 3 |
| Commencement of Proceeding - Originating Process - Required - Generally for bringing party into proceeding | 146 | L/M | 3 |
| Commencing Action - types of originating process  SEE: Commencement of proceeding - Action | 146 | L-R | 4.1 |
| Types of originating process - Actions | 146 | L-R | 4.1 |
| Originating Process - Action | 146 | L-R | 4.1 |
| Originating Process - Action - Statement of Claim - R. 14.03(1) - 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/T | 3 |
| Originating Process - Right to issue - Exceptions (requires leave - e.g. Derivative Action s.246(1) OBCA) | 146 | L/M | 3 |
| Originating Process - Right to issue - Exceptions Requiring Leave - Must be obtained by motion to the court - R. 14.01(3) | 146 | L/M | 3 |
| Originating Process - Exceptions - Not required for cross/counter claims for persons already party - R. 14.01(2) and Form 27A | 146 | L/T | 3 |
| Originating Process - attributes (must be issued in court office before serving, include standard form warnings and personal service) | 146 | L/M | 3 |
| Originating Process - must be served personally or by alternative - r. 16.01(1) | 146 | L/B | 3 |
| Action - Mortgage - Originating Process (use Form 14B) | 146 | L/B | 4.1 |
| Mortgage - Action - Originating Process (use Form 14B) | 146 | L/B | 4.1 |
| Originating Process - Action - Mortgage Action - Statement of Claim (R. 14.03(1)) (use Form 14B) | 146 | L/B | 4.1 |
| Statement of Claim (R. 14.03(1)) - Originating process generally (Form 14A) | 146 | L/B | 4.1 |
| Originating Process - Action - Issue statement of Claim (R. 14.03(1)) generally (Form 14A) | 146 | L/B | 4.1 |
| Originating Process - Action - Statement of Claim - Simplified Procedure - r. 76.02(4) | 146 | R/T | 4.1 |
| Simplified Procedure - Statement of Claim | 146 | R/T | 4.1 |
| Counterclaim - Originating Process - Person not already a party (Form 27B) - r. 27.03 | 146 | R/M | 4.1 |
| Crossclaim - Originating Process - Commencement (Form 28A) | 146 | R/M | 4.1 |
| Notice of Action - Where insufficient time to prepare statement of claim - Originating Process - r. 14.03(2) (Form 14C) | 146 | R/M | 4.1 |
| Notice of Action  SEE: Originating Process - Action - Notice of Action | 146 | R/M | 4.1 |
| Notice of Action - Originating Process (Form 14C) - r. 14.03(2)  SEE: Originating Process - Action - Notice of Action (Form 14C) | 146 | R/M | 4.1 |
| Originating Process - Action - Counterclaim non-party (Form 27B) - r. 27.03 | 146 | R/M | 4.1 |
| Originating Process - Action - Crossclaim (Form 28A) - r. 28.02 | 146 | R/M | 4.1 |
| Originating Process - Action - Fourth (and subsequent) party claim (Form 29A, modified as required) - r. 29.11 | 146 | R/M | 4.1 |
| Originating Process - Action - Notice of Action (Form 14C) - r. 14.03(2) | 146 | R/M | 4.1 |
| Originating Process - Action - Statement of Claim - Alternatives to | 146 | R/M | 4.1 |
| Originating Process - Action - Statement of Claim - Mandatory - Exceptions provided for in rules | 146 | R/M | 4.1 |
| Originating Process - Action - Third party claim (Form 29A) - r. 29.02(1) | 146 | R/M | 4.1 |
| Third, Fourth, and Subsequent Party Claims (Form 29A) | 146 | R/M | 4.1 |
| Commencement of Proceeding - Application - Jurisdiction and Procedure (r. 38) | 146 | R/B | 4.2 |
| Commencement of Proceeding - Application - Originating Process - Form 14E  SEE: Originating Process - Application | 146 | R/B | 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/B | 4.2 |
| Originating Process - Application - Judicial Review to Divisional Court - Notice of Application (Form 68A) | 146 | R/B | 4.2 |
| Originating Process - Application - Notice - Content | 146 | R/B | 4.2 |
| Originating Process - Application - Notice of Application - Form 14E | 146 | R/B | 4.2 |
| Originating Process - Application - Notice of Application - Judicial Review to Divisional Court (Form 68A) | 146 | R/B | 4.2 |
| Commencing Application - r. 14.05(1) SEE: Commencement of proceeding - Application | 146-147 | R-L | 4.2 |
| Application - Commencement - r. 14.05(1)  SEE: Commencement of Proceeding - Application  SEE ALSO: Application - Authority to Commence | 146-147 | R-L | 4.2 |
| Commencement of Proceeding - Application - Statement of statutory provisions / rule (Form 4B) | 146-147 | R-L | 4.2 |
| Originating Process - Application | 146-147 | R-L | 4.2 |
| Commencement of Proceeding - Application - Simplified procedure does not apply - R. 76.01(2) | 147 | L/T | 4.2 |
| Originating Process - Application - Simplified procedure does not apply - R. 76.01(2) | 147 | L/T | 4.2 |
| Originating Process - Application - Case Management may occur (R. 77.02(1)) | 147 | L/T | 4.2 |
| Representation by Lawyer - Lawyer initiated - motion to remove oneself as lawyer of record - r. 15.04 | 147 | L/M | 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/T | 5 |
| Document Requirements - Heading - Not required - Estate Proceedings, Counterclaims against nonparty, Third or subsequent party claims, garnishment proceedings, mortgage actions, appeals | 147 | L/M | 5 |
| Document Requirements - Heading - Style of cause (no longer used) | 147 | L/M | 5 |
| Document Requirements - Heading - Title of Proceeding - R. 4.02 | 147 | L/T | 5 |
| Style of Cause (No longer used) | 147 | L/M | 5 |
| Title of the Proceedings  SEE: Document Requirements - Heading - Title of the Proceedings | 147 | L/M | 5 |
| Document Requirements - Action - Heading (Form 4A) - r. 4.02(1) | 147 | L/T | 5 |
| Document Requirements - Application - Heading - (Form 4B) - r. 4.02(1) | 147 | L/T | 5 |
| Document Requirements - Backsheet (Form 4C) - r. 4.02(3) | 147 | L/T | 5 |
| Document Requirements - Action - Body - r. 4.02(2) | 147 | L/T | 5 |
| Document Requirements - Application - Body - r. 4.02(2) | 147 | L/T | 5 |
| Title of the Proceedings - Requirements - Names of all parties + capacity if other than personal (R. 14.06) | 147 | L/M | 5 |
| Document Requirements - Title of the Proceedings - Requirements - Names of all parties + capacity if other than personal (R. 14.06) | 147 | L/M | 5 |
| Document Requirements - Title of the Proceedings - Where Use a Short Title | 147 | L/B | 5 |
| Document Requirements - Title of the Proceedings - Short Title | 147 | L/B | 5 |
| Document Requirements - Title of the Proceedings - Short Title - More than one party on a side - R. 4.02(1)(b) | 147 | L/B | 5 |
| Document Requirements - Title of the Proceedings - Party Descriptions - R. 14.06(2), 14.06(3), 61.04(2)/Form 61B | 147 | L-R | 5 |
| Title of the Proceedings - Party Descriptions | 147 | L-R | 5 |
| Document Requirements - Title of the Proceedings - Third or Subsequent Party Claim Made - Form4A - Follow Form 29A | 147 | R/M | 5 |
| Document Requirements - Body - Information Requirements - R. 4.02(2) - List | 147 | R/M | 5 |
| Document Requirements - Backsheet - Information Requirements - R. 4.02(3) and Form 4C - List | 147 | R/B | 5 |
| Originating Process - Issuance - Registrar’s Act of Dating, Signing, Sealing and Assigning Court File Number to it - r. 14.07(1) | 147 | R/B | 6 |
| Originating Process - Procedure - Step 1 - Issuance + Filing | 147-148 | R-L | 6 |
| Originating Process - Issuance - Copy must be filed in court where issued - r. 14.07(2) | 147-148 | R-L | 6 |
| Originating Process - Issuance | 147-148 | R-L | 6 |
| Originating Process - Procedure | 147-148 | R-L | 6 |
| Originating Process - Time for service (Generally 6 months) - Failure - Irregularity - Remedy (R. 3.02) | 148 | L/T | 6 |
| Originating Process - Date of Issuance | 148 | L/T | 6 |
| Originating Process - Date of issuance is the date of commencement | 148 | L/T | 6 |
| Originating Process - Issuance - Date of | 148 | L/T | 6 |
| Originating Process - Electronic Issuance and Filing - rr. 4.05(1.1) and (4.1) | 148 | L/T | 6 |
| Originating Process - Issuance + Filing - Electronic (optional) | 148 | L/T | 6 |
| Representation by Lawyer - General | 148 | L/M | 7 |
| Notice of - Change of Lawyer (R. 15.03(1) and Form 15A) | 148 | R/T | 7.1 |
| Representation by Lawyer - Changing “Lawyer of Record” - Notice of (R. 15.03(1) and Form 15A) | 148 | R/T | 7.1 |
| Lawyer of Record SEE: Representation by Lawyer - Lawyer of Record | 148 | L/M | 7.1 |
| Representation by Lawyer - Changing "Lawyer of Record" - General | 148 | R/T | 7.1 |
| Representation by Lawyer - Changing “Lawyer of Record” - Notice (3 options) | 148 | R/T | 7.1 |
| Representation by Lawyer - Notice (various) - Serve and filed with proof | 148 | R/T | 7.1 |
| Originating Process - Issuance - Timeline (Service within 6 months of issuance R. 14.08(1)) | 148 | L/M | 6 |
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| Originating Process - Procedure - Step 2 - Service (timeline: Generally 6 months) | 148 | L/M | 6 |
| Originating Process - Service - Failure to serve - Irregularity - Remedy (r. 3.02) | 148 | L/M | 6 |
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| Acting in person - Self represented  SEE: Representation by Lawyer - Acting in person | 148 | L/M | 7.1 |
| Representation by lawyer - Act in person - permitted generally - R. 15.01(3) | 148 | L/M | 7.1 |
| Representation by lawyer - Act in person - Where Rules Provide that some Action to be done by Lawyer - Person performs action - R. 15.01.1 | 148 | L/B | 7.1 |
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| Representation by Lawyer - Changing "Lawyer of Record" - Corporation - R. 15.03(3) can be used subject to 15.01(2) and possibly separate motion | 148 | R/T | 7.1 |
| Representation by Lawyer - Changing "Lawyer of Record" - Lawyer initiated r. 15.04 - Motion (continue with service) | 148 | R/M | 7.1 |
| Representation by Lawyer - Changing "Lawyer of Record" - Lawyer initiated r. 15.04 - Service of Notice of Motion Required - r. 15.04(2) | 148 | R/M | 7.1 |
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| Application - Service - Notice of Application - Court discretion | 153 | L | 3.7.3 |
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| 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 | 171-172 | R-L | 4.2.8(b) |
| Set-Off & Counterclaim - Equitable Set-off - Unliquidated damages | 171-172 | R-L | 4.2.8(b) |
| Unliquidated Damages - Set-Off (Equitable) | 171-172 | R-L | 4.2.8(b) |
| Defences - Set-Off  SEE: Set-Off & Counterclaim | 171-172 | R-R | 4.2.8 |
| Pleadings - Set-Off & Counterclaim  SEE: Set-Off & Counterclaim | 171-172 | R-R | 4.2.8 |
| Set-Off & Counterclaim | 171-172 | R-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. set-off | 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 | 172-173  248 | R-L  L | 5, 5.1, 5.3, 5.4  2.3 |
| Pleadings - Amendment (R. 26) - When amendment will be granted | 172-173 | R-L | 5.1 |
| Pleadings - Amendment (R. 26) - Will not be granted | 172-173 | R-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) - 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 |
| Pleadings - Attacking - Generally | 173 | R | 6.1 |
| Pleadings - Attacking - Motion to Strike (R. 25.11, R. 21) | 173  174 | R  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 |
| Pleadings - Attacking - Test - Lengthy, anticipatory, inconsistent | 173 | R | 6.1.3 |
| Striking Out - R. 21 or R. 25.11  SEE: Pleadings - Attacking  SEE: Pleadings - Motion to | 173 174 | R  L | 6.1 6.1.4 |
| Attacking Pleadings   SEE: Pleadings - Attacking | 173-174 | R-R | 6 |
| 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 | 6.2 |
| Pleadings - Motion for Particulars (R. 25.10) - Order | 174 | L | 6.2 |
| Motions - for Particulars  SEE: Pleadings - Motion for Particulars (R. 25.10) | 174 | L | 6.2 |
| Particulars - Motion for  SEE: Pleadings - Motion for Particulars (R. 25.10) | 174 | L | 6.2 |
| Pleadings - Motion for Particulars (R. 25.10) | 174 | L | 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  173 | R  R | 6.2.4 6.1 |
| Pleadings - Motion to Strike  SEE: Pleadings - Attacking | 174  173 | R  R | 6.2.4 6.1 |
| Statement of Claim - Motion to Strike (R. 25.06(1)) | 174  173 | R  R | 6.2.4 6.1 |
| Statement of Defence - Motion to Strike (R. 25.06(1)) | 174  173 | R  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  175 | L  L | 2.1.1  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 |
| 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(4)) | 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 (r.19.01(2)) | 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 (r.19.01(3)) | 175 | R | 2.1.4 |
| Default Proceedings - Step 1 - Co-defendant, Motion by (where plaintiff failed to do so) (r.19.01(3)) | 175 | R | 2.1.4 |
| Default Proceedings - Step 1 - Motion by Co-defendant (where plaintiff failed to do so) (r.19.01(3)) | 175 | R | 2.1.4 |
| Motion by Co-D - Default Judgment - Co-D can Move Where P Fails to - Note the D in Default (r.19.01(3)) | 175 | R | 2.1.4 |
| Deemed Admission of 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 of further step or service, no defence - except w/court leave or P consent (r.19.02(1)(b)) | 175 | R | 2.1.5 |
| Default Proceedings - Step 1 - Deemed Admission | 175 | R | 2.1.5 |
| 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 | 175 175 178 180  181  182 182 183 183 | L  L  L  L  R  L  L  L  L | 1 2 3 4  5  6 6 7 8 |
| Default Proceedings - Step 2A(i) - File Requisition for Default Judgment (with the registrar) (Form 19D) (R.19.04(2)) | 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 |
| Motion 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 (R. 37.02(2)), Where Registrar Declines to Sign | 176 | R | 2.3.2 |
| Default Proceedings - Step 2A(ii) - Registrar refusal - Motion to Master (R. 37.02(2)) 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 | 176-177 | R-L | 2.3.3 |
| Default Proceedings - Step 2B - Entitlement - Justification (why required) | 176-177 | R-L | 2.3.3 |
| Judicial Adjudication Required - Default Judgment | 176-177 | R-L | 2.3.3 |
| Default Proceedings - Step 2B - Adjudication Required: determine if relief appropriate | 176-177 | R-L | 2.3.3 |
| Default Proceedings - Step 3 - Setting aside default judgment - Master or Judge (R. 19.08(1))  (if signed by registrar or granted by court under R. 19.04) | 177 | R | 2.4.1 |
| Default Proceedings - Step 3 - Setting aside default judgment - Judge ONLY (R. 19.08(2))  (If default judgment obtained under R. 19.05 or after trial) | 177 | R | 2.4.1 |
| 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 | R | 2.4.1 |
| 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 | 2.3.5 |
| Default Judgment - No Notice of Motion for Judgment Required | 177 | L | 2.3.4 |
| Default Proceedings - Step 2B - Notice (not required) | 177 | L | 2.3.4 |
| Notice of Motion for 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 Required (affidavits may be required for disc. remedy) | 177 | L | 2.3.5 |
| Default Judgment - Court Discretion When Hearing Motion for Judgment (e.g. if seeking 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  R. 19.08(1) - Either: signed by registrar or granted by court under Rr. 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 - Distinction b/t Tests | 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 - Distinction b/t Tests | 177 | R | 2.4.2 |
| Default Proceedings - Step 3 - Plaintiff Impropriety (default arose b/c of) | 177 | R | 2.4.2 |
| 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 |
| Summary Judgment (R. 20) - Availability | 178  178 | L  L-R | 3.1  3.1.1 |
| No or Insufficient Evidence - Summary Judgment - Rule 20 | 178 | L | 3 |
| Rule 20 - Summary Judgment - Explanation of | 178 | L | 3 |
| Disposition without Trial - 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 (R. 20.04(2)) | 178 | L | 3.1.1 |
| Summary Judgment - Availability - No Genuine Issue for Trial (R. 20.04(2)) | 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 | 3.1.1 |
| 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 of notice of motion for summary judgment 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 D 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) | 178-179 | R-L | 3.3.1 |
| Summary Judgment - Disputes of Fact - Affidavit or other Evidence Required | 178-179 | R-L | 3.3.1 |
| Summary Judgment (R. 20) - Evidence SEE: Summary Judgment (R. 20) - Motion - Material | 178-179 | R-L | 3.3.1 |
| Summary Judgment (R. 20) - Motion - Material - Affidavit or Other Evidence Required By Moving party (Rr. 20.01(1), 20.01(3)) | 178-179 | R-L | 3.3.1 |
| Summary Judgment (R. 20) - Motion - Material - Information and belief (R. 39.01(4)) - But court can draw adverse inference from absence of evidence (R. 20.02(1)) | 178-179 | R-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 - Types Admissible on Motion | 179 | L | 3.3.2 |
| Summary Judgment - Disputes of Fact - Other Evidence - Types Admissible on Motion | 179 | L | 3.3.2 |
| Factum - Summary Judgment - Disputes of Fact - Time Req. for service + file - At least 7/4 Days before motion hearing | 179 | L | 3.3.3 |
| Summary Judgment - Disputes of Fact - Factum Required - Time Req. for service + file - 7/4 Days (r. 20.03) | 179 | L | 3.3.3 |
| Summary Judgment (R. 20) - Factum - Timing for service + filing  (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 is amount/Question of Law | 179 | R | 3.5 |
| Summary Judgment - Disputes of Fact - Disposition, Options - Where no Genuine Issue, or Only issue amount/Question of Law | 179 | R | 3.5 |
| Summary Judgment - Disputes of Fact - Whether Witness Gives Evidence by Affidavit - Court to consider if adverse party may need to cross-examine | 179-180 | R-L | 3.5.1 |
| Trial necessary - Summary Judgment - Disputes of Fact - Disposition, Court can expedite, Give Direction | 179-180 | R-L | 3.5.1 |
| Disposition on Motion - Summary Judgment - Disputes of Fact - Trial Necessary - Court can expedite, Give Directions | 179-180 | R-L | 3.5.1 |
| Summary Judgment - Disputes of Fact - Trial Necessary - Disposition, Court can expedite Proceeding, Give Directions | 179-180 | R-L | 3.5.1 |
| Summary Judgment (R. 20) - Refusal to grant (trial necessary) | 179-180 | R-L | 3.5.1 |
| Summary Judgment (R. 20) - Trial | 179-180 | R-L | 3.5.1 |
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| Pleadings - Questions Regarding Pleadings During Discovery | 215 | R/B | 5.4.8 |
| Examination For Discovery - Fishing (not relevant to the case pleaded) | 215-216 | R-L | 5.4.9 |
| Fishing (questions not relevant to case pleased) - Examination | 215-216 | R-L | 5.4.9 |
| Examination For Discovery - Oppressive Questions - Inconvenience - Not Enough | 216 | L/T | 5.4.10 |
| Examination For Discovery - Questions - Oppressive (depends on nature of the action) | 216 | L/T | 5.4.10 |
| Examination For Discovery - Questions - Scandalous (insulting or degrading and irrelevant) | 216 | L/T | 5.4.10 |
| Examination For Discovery - Scope - Questions - Scandalous (insulting, degrading, irrelevant) | 216 | L/T | 5.4.10 |
| Questions - Oppressive (depends on nature of the action) | 216 | L/T | 5.4.10 |
| Questions - Ulterior Motive Purposes | 216 | L/M | 5.4.11 |
| Examination For Discovery - Questions - Re: Further / Other Litigation | 216 | L/M | 5.4.11 |
| Examination For Discovery - Questions - Ulterior Motive (not bona fide) | 216 | L/M | 5.4.11 |
| Examination For Discovery - Scope - Ulterior Motive Questions - Re: Further / Other Litigation | 216 | L/M | 5.4.11 |
| Questions - Re: Further / Other Litigation | 216 | L/M | 5.4.11 |
| Divided Discovery (R 31.06(6)) | 216 | L-R | 5.4.12 |
| 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/T | 5.4.13 |
| Examination For Discovery - Handwriting Samples Not Allowed | 216 | R/T | 5.4.13 |
| Examination For Discovery - Limited to Asking Questions | 216 | R/T | 5.4.13 |
| Examination For Discovery - Scope - Handwriting Samples Not Allowed | 216 | R/T | 5.4.13 |
| Examination For Discovery - Notice of Examination (Form 34A) - Rule 34.04 | 216-217 | R-L | 5.5 |
| Examination for Discovery - Practice - Commencement - Notice of Examination (Form 34A) - Rule 34.04 | 216-217 | R-L | 5.5 |
| Examination For Discovery - Practice - Notice of Examination (Form 34A) - Rule 34.04 | 216-217 | R-L | 5.5 |
| Examination For Discovery - Practice - Order of Exams - First Party to Serve Examines First | 216-217 | R-L | 5.5 |
| Examination For Discovery - Practice Points - Service Requirements | 216-217 | R-L | 5.5 |
| Examination For Discovery - Where More Than One Party Entitled to Examine - No Written Examination Unless Unanimous Agreement - Rule 31.02(2) | 216-217 | R-L | 5.5 |
| Examination For Discovery - Practice | 216-217 | R-L | 5.5 |
| Examination For Discovery - Practice - Multiple parties entitled to examine same witness | 216-217 | R-L | 5.5 |
| Examination For Discovery - Practice - Oral or Witten (but not both, except with leave) - Rule 31.02(1) | 216-217 | R-L | 5.5 |
| Examination for Discovery - Simplified Procedure - No Written Discovery | 216-217 | R-L | 5.5 |
| Examination for Discovery - Order of Exams - First Party to Examine | 216-217 | R-L | 5.5 |
| Examination For Discovery - Practice - Official Examiner’s Right to Exclude | 217 | L/B | 5.5.1 |
| Right to Exclude - Official Examiner- Examination For Discovery | 217 | L/B | 5.5.1 |
| Examination For Discovery - Practice - Parties Present at Examination | 217 | L/B | 5.5.1 |
| Examination For Discovery - Practice - Production of Documents | 217 | R/T | 5.5.2 |
| Examination For Discovery - Production of Documents | 217 | R/T | 5.5.2 |
| Examination For Discovery - (Methods of) Compelling Attendance | 217-218 | R-L | 5.5.3 |
| Notice of Examination (for Discovery) - Form 34A - compels attendance | 217-218 | R-L | 5.5.3 |
| Examination For Discovery - Practice - Attendance Money - Ontario Resident | 217-218 | R-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 | 217-218 | R-L | 5.5.3 |
| Examination For Discovery - Summons - to Witness - Person not to be Examined (Form 34B) | 217-218 | R-L | 5.5.3 |
| Summons to Witness (at Discovery) (Form 34B) - Compelling Attendance For Discovery | 217-218 | R-L | 5.5.3 |
| Attendance Money - Examination - Resides in Ontario (witness) | 217-218 | R-L | 5.5.3 |
| Examination For Discovery - Practice - Time & Place of the Examination (Rule 34.05) | 218 | L/T | 5.5.4 |
| Time and Place of the Examination (2 days notice) - Examination For Discovery - Rule 34.05 | 218 | L/T | 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 - 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 |
| Examination For Discovery - Practice - Counsel Answering Questions | 218 | R | 5.5.6 |
| Counsel Answering Questions - Examination For Discovery | 218 | R | 5.5.6 |
| Counsel Answering Questions on Consent - Examination For Discovery | 218 | R | 5.5.6 |
| Examination For Discovery - Objections to Questions - Rule 34.12(1) | 218-219 | R-L | 5.5.7 |
| Examination For Discovery - Practice - Objections to Questions | 218-219 | R-L | 5.5.7 |
| Objections to Questions - Rule 34.12(1) - Practice - Examination for Discovery | 218-219 | R-L | 5.5.7 |
| Examination For Discovery - Communication With Witnesses - ROPC s.5.4 | 219-220 | L-L | 5.5.8 |
| Communication With Witnesses - Practice - Examination For Discovery | 219-220 | L-L | 5.5.8 |
| Examination For Discovery - Communicating with Witnesses - Cross-Examination | 219-220 | L-L | 5.5.8 |
| Examination In Chief - Discovery - Communicating with Witnesses | 219-220 | L-L | 5.5.8 |
| Examination For Discovery - Practice - Questions - Refusal to Answer | 220 | L/T | 5.5.9 |
| Questions - Examination for Discovery - Refusal to Answer Proper Question - Rule 31.07 | 220 | L/T | 5.5.9 |
| Refusal - Proper Question - Examinations, Effect - Rule 31.07 | 220 | L/T | 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 |
| 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 - Improper Conduct - Sanctions | 220 | R/T | 5.5.11 |
| Sanctions Against Examinee - Rule 34.15 - Examination for Discovery | 220 | R/T | 5.5.11 |
| Examination For Discovery - Default of Examinee - Sanctions (R 34.15) | 220 | R/T | 5.5.11 |
| Examination For Discovery - Practice - Improper Conduct of Examinee - Sanctions | 220 | R/T | 5.5.11 |
| Contempt Order - Examination for Discovery - Rule 34.15(2) | 220 | R/T | 5.5.11 |
| Examination For Discovery - Videotaping (Rule 34.19) | 220 | R/B | 5.5.12 |
| Videotape - Examination For Discovery | 220 | R/B | 5.5.12 |
| Examination For Discovery - Second Oral Examination (with Leave of Court in Special Circumstances) - Rule 31.03(1) | 220 | R/B | 5.5.13 |
| Examination For Discovery - Timelines - Written Examination for Discovery | 221 | L/T | 5.5.14 |
| Examination For Discovery - Written - Timelines (15 days after service) | 221 | L/T | 5.5.14 |
| Examining Party Must Serve Answers Received - Rule 35.02(2) - Examination For Discovery | 221 | L/T | 5.5.14 |
| Examination For Discovery - Practice - Written Questions & Answers - Rule 35 | 221 | L/T | 5.5.14 |
| Examination For Discovery - Written - Questions & Answers - Follow-up - Rule 35.04(1) | 221 | L/T | 5.5.14 |
| Examination For Discovery - Written - Questions & Answers - Objections - Rule 35.03 | 221 | L/T | 5.5.14 |
| Continuing Discovery (Examinations for Discovery) (R 31.09) | 221 | L/B | 5.5.15 |
| Examination For Discovery - Continuing Discovery (R 31.09) | 221 | L/B | 5.5.15 |
| Examination for Discovery - Continuing Discovery (R 31.09) - Failing to Comply | 221 | L/B | 5.5.15 |
| Examination for Discovery - Uses - Reading into Evidence | 221-223 | R-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) | 221-223 | R-L | 5.6.1 |
| Transcript - Examination for Discovery - Use at Trial | 221-223 | R-L | 5.6.1 |
| Examination for Discovery - Uses - Reading into Evidence - Judge (schedule of portions to be read or hear the actual evidence) | 221-223 | R-L | 5.6.1 |
| Examination For Discovery - Transcript - Use At Trial | 221-223 | R-L | 5.6.1 |
| Examination for Discovery - Unfavourable Evidence - Disclose (but expressly disagree) | 221-223 | R-L | 5.6.1 |
| Examination for Discovery - Uses - Reading into Evidence - Unavailable Witness Who Had Been Examined at Discovery - Rule 31.11(6) | 221-223 | R-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/M | 5.6.3 |
| Examination for Discovery - Uses - On Motion (Rule 39.04)(1),(2) | 223 | R/M | 5.6.4 |
| Discovery - Inspection of Property - Right of Inspection (R 32.01) | 223 | R/B | 6 |
| Inspection of Property (R 32) - Examination For Discovery  SEE: Inspection of Property | 223 | R/B | 6 |
| Inspection of Property - Available on Action and Application | 223 | R/B | 6 |
| Inspection of Property - Right of Inspection (R 32.01) - Should be Given Unless it Would Not Assist the Court | 223 | R/B | 6 |
| Property - Inspection - Discovery - (R 32) | 223 | R/B | 6 |
| Examination for Discovery - Physical/Mental Exam of Parties - s.105(2) Courts of Justice Act | 224 | L | 7 |
| Health Practitioner - Definition - s.105(1) (Medical Doctors, Dentists, Psychologists) | 224 | L | 7 |
| 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 |
| 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 |
| 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 |
| Location of Trial - Rule 13.1.01  SEE: Place of Trial | 227 | L | 2 |
| Place of Trial - Generally - Any Place in Ontario named in Orig. Process | 227 | L | 2 |
| Trial Location  SEE: Place of Trial | 227 | L | 2 |
| Transfer - Place of Trial - Rule 13.1.02(1),(2),(3) - Requires Motion  SEE: Place of Trial | 227 | R | 2 |
| Interests of Justice Test - Changing Place of Trial - Rule 13.1.02(2) | 227 | R | 2 |
| Place of Trial - Motion to Transfer - Interest of Justice Test | 227 | R | 2 |
| Motion to Transfer / Change Place of Trial or Hearing - Place of Trial | 227 | R | 2 |
| Balance of Convenience Test - Replaced by Interests of Justice, Test  SEE: Place of Trial | 227 | R | 2 |
| Jury Trial - Where Available - s.108(2) CJA | 227 | R | 3 |
| Notice - Jury - Rule 47.01 - (Form 47A)  SEE: Jury Trial - Jury Notice  SEE: Trial Procedure - Preliminary Matters - Jury - Jury Notice | 227 | R | 3 |
| Jury Trial - Jury Notice  SEE: Trial Procedure - Preliminary Matters - Jury - Jury Notice | 227-228 | R | 3 |
| Jury Trial - Pretrial Procedures | 228 | L | 3 |
| Jury Trial - Composition of Jury (6) - Selected in Accordance with the Juries Act, s.108(4) CJA | 228 | L | 3 |
| Jury Trial - Decision Rules (5 of 6 have to agree) | 228 | L | 3 |
| Jury Trial - Jury Notice - Motion to Strike Out - Rule 47 | 228 | L | 3 |
| Jury Trial - Motion to Strike Jury Mid-Trial | 228 | L | 3 |
| Jury Trial - Number of Jurors (6) | 228 | L | 3 |
| Jury Trial - Where Jury Trial Available but Inappropriate - Rule 47 | 228 | L | 3 |
| Expedited Trial - Listing for Trial - Rule 48 | 228 | R | 4 |
| Listing for Trial - Rule 48 | 228 | R | 4 |
| Listing for Trial - Defended Actions - Setting Down - Rule 48.02(1) | 228 | R | 4 |
| Listing for Trial - Expedited Trial “Special List” - Rule 48.09 | 228 | R | 4 |
| Listing for Trial - Timeline - Defended Actions - Between Setting Down and Listing for Trial (60 days or immediately) | 228 | R | 4 |
| Listing for Trial - Toronto Proceedings (certification required) | 228 | R | 4 |
| Listing for Trial - Undefended Actions - Rule 48.02(2) | 228 | R | 4 |
| Special List - For Expedited Trials (R. 48) | 228 | R | 4 |
| Undefended Actions - Setting Down - Rule 48.02(2) | 228 | R | 4 |
| Test for Further Interlocutory Proceedings or Discovery - Substantial or Unexpected Change in Circumstance - Listing for Trial | 228 | L-R | 4.1 |
| Commercial List - Listing for Trial - Subject to Consolidated Practice Direction Concerning the Commercial List (effective July 1, 2014) | 228-229 | R-L | 4 |
| Listing for Trial - Actions on Commercial List | 228-229 | R-L | 4 |
| Dismissal of Action - issued on/after 1/1/12 | 229 | R | 4.2 |
| Practice Directions - Listing for Trial - Motion to Obtain Trial Date - Commercial List Practice Directions, para. 18 | 229 | L | 4 |
| Listing for Trial - Consequences - Deemed Ready for Trial - Rule 48.07 | 229 | L | 4.1 |
| Listing for Trial - Consequences - Prohibition on Further Motions & Discovery - No Further Interlocutory Steps | 229 | L | 4.1 |
| Listing for Trial - Consequences - Prohibition on Further Motions & Discovery - Exceptions (leave, if "change in circumstance") | 229 | L | 4.1 |
| Action dismissed - delay - consent draft order timetable - at least 30 days before dismissal deadline | 229 | R | 4.2 |
| Action dismissed - delay - dismissal deadline (5 years) - Rule 48.14(1) | 229 | R | 4.2 |
| Action dismissed - delay - dismissal order - Form 48D - Rule 48.14 | 229 | R | 4.2 |
| Action dismissed - delay - actions issued on/after January 1st, 2012 | 229 | R | 4.2 |
| Action dismissed - delay - motion for status hearing - parties cant consent to timetable | 229 | R | 4.2 |
| Action dismissed - delay - Plaintiff has the onus why action shouldn’t be dismissed for delay | 229 | R | 4.2 |
| Action dismissed - delay - plaintiff w/disability - Rule 48.14(8) | 229 | R | 4.2 |
| Action dismissed - Delay and Abandoned - new r.48.14 (Effective 1/1/15) | 229 | R | 4.2 |
| Action dismissed - struck from trial list *after* 1/1/15 & not restored in 2y - Rule 48.14(1),(2) | 229 | R | 4.2 |
| Dismissal - delay - struck from trial list *after* 1/1/15 & not restored in 2y | 229 | R | 4.2 |
| Dismissal of action - delay - consent draft order timetable - at least 30 days before dismissal deadline | 229 | R | 4.2 |
| Dismissal of action - delay - dismissal deadline | 229 | R | 4.2 |
| Dismissal of action - delay - dismissal order - Form 48D | 229 | R | 4.2 |
| Dismissal of action - delay - motion for status hearing | 229 | R | 4.2 |
| Dismissal of action - delay - Plaintiff has the onus to show why action shouldn’t be dismissed for delay | 229 | R | 4.2 |
| Dismissal of action - delay - plaintiff w/disability - Rule 48.14(8) | 229 | R | 4.2 |
| Dismissal of Action - Delay and Abandoned - new r.48.14 (effective 1/1/15) | 229 | R | 4.2 |
| Listing for Trial - Action not Listed within 5 years - Rule 48.14 | 229 | R | 4.2 |
| Set down for trial (Not) - delay - consent draft order timetable - at least 30 days before dismissal deadline | 229 | R | 4.2 |
| Set down for trial (Not) - delay - dismissal order - Form 48D | 229 | R | 4.2 |
| Set down for trial (Not) - delay - motion for status hearing | 229 | R | 4.2 |
| Set down for trial (Not) - delay - Plaintiff has the onus | 229 | R | 4.2 |
| Set down for trial (Not) - delay - plaintiff w/disability | 229 | R | 4.2 |
| Set down for trial (Not) - Delay and Abandoned - new r.48.14 (1/1/15) | 229 | R | 4.2 |
| Set down for trial (Not) - issued on/after 1/1/12 | 229 | R | 4.2 |
| Set down trial (Not) - struck from trial list after 1/1/15 & not restored in 2y | 229 | R | 4.2 |
| Status Hearing - Onus on Plaintiff to Explain Delay | 229 | R | 4.2 |
| Abandonment of Action (R. 48.15) ~~-~~ revoked 1/1/15 (replaced with new r. 48.14) | 229 | R | 4.2 |
| Action dismissed - delay - status hearing - court has 2 options (dismiss or proceed) | 229 | R | 4.2 |
| Action dismissed - struck from list before 1/1/15, not restored by 1/1/17 | 229 | R | 4.2 |
| Dismissal of action - delay - status hearing - court has 2 options (dismiss or allow) | 229 | R | 4.2 |
| Listing for Trial - Status Notice | 229 | R | 4.2 |
| Set down for trial (Not) - delay - status hearing - court has 2 options | 229 | R | 4.2 |
| Status Hearing - Disposition | 229 | R | 4.2 |
| Status Hearing - Dismissal of an Action for Delay | 229 | R | 4.2 |
| Status hearing to avoid dismissal for delay | 229-230 | R-L | 4.2 |
| Action dismissed - status notice received before 1/1/15 - cease effect | 230 | L | 4.2 |
| Dismissal - delay - status notice received before 1/1/15 - cease effect | 230 | L | 4.2 |
| Settlements  SEE: Offers to Settle | 230 | L-R | 5 |
| Offers to Settle - Rule 49 | 230 | L-R | 5 |
| Offers to Settle - Cost Consequences - Purpose | 230 | L-R | 5.1 |
| Listing for Trial - Court Orders - If it Allows it to Proceed | 230 | L | 4.2 |
| Listing for Trial - Transitional Provisions - Dismissal by Registrar (After Status Notice rule changed 1/1/15 caution w/transitional provisions) | 230 | L | 4.2 |
| Set down for trial (Not) - delay - dismissal deadline | 230 | L | 4.2 |
| Action dismissed - delay - court allows it to proceed in 1/4 options | 230 | L | 4.2 |
| Action dismissed - status hearing scheduled before 1/1/15 not held | 230 | L | 4.2 |
| Action dismissed - Transition - action commenced before 1/1/12 | 230 | L | 4.2 |
| Dismissal - delay - status hearing scheduled before 1/1/15 not held | 230 | L | 4.2 |
| Dismissal - Delay - struck from list before 1/1/15, not restored by 1/1/17 | 230 | L | 4.2 |
| Dismissal - delay - Transition - action commenced before 1/1/12 | 230 | L | 4.2 |
| Dismissal of action - delay - court allows it to proceed in 1/4 options | 230 | L | 4.2 |
| Set down for trial (Not) - delay - court allows it to proceed in 1/4 options | 230 | L | 4.2 |
| Set down for trial (Not) - Transition - action commenced before 1/1/12 | 230 | L | 4.2 |
| Set down for trial (Not) status notice received before 1/1/15, cease effect | 230 | L | 4.2 |
| Set down for trial (Not), status hearing scheduled before 1/1/15 not held | 230 | L | 4.2 |
| Set down trial (Not), struck from list before 1/1/15, not restored by 1/1/17 | 230 | L | 4.2 |
| Offers to Settle - Applies to: actions; applications; counter-, cross-, third party-claims; partial offers to settle | 230 | L | 5.1 |
| Costs Consequences - Offer to Settle  SEE: Offer to Settle - Cost Consequences | 230 | L | 5.1 |
| Rule 49 - Offers to Settle  SEE: Offers to Settle - Cost Consequences | 230 | L | 5.1 |
| Offers to Settle - Duty to Consider R 49 Offer with Client - Both Principles and Effect | 230 | R | 5.1 |
| Consider R 49 Offer with Client - Offer to Settle | 230 | R | 5.1 |
| Offers to Settle - One or More Claims | 230 | R | 5.1 |
| Offers to Settle - Writing Requirement - Service of Written Offer - Rule 49.02(1) | 230 | R | 5.1 |
| Offers to Settle - Binding Contract Effect | 230 | R | 5.2 |
| Offers to Settle - Duty to Communicate Offer to Client | 230 | R | 5.2 |
| Notice of - Withdrawal of Offer to Settle | 231 | L | 5.2 |
| Offers to Settle - Acceptance of - Rule 49.07 - Form 49C (acceptance of offer) | 231 | L | 5.2 |
| Offers to Settle - Duty to Encourage Settlement Whenever Possible to do so in Reasonable Manner - Rule 3.2-4 Professional Conduct | 231 | L | 5.2 |
| Offers to Settle - Lawyer may Bind Client | 231 | L | 5.2 |
| Offers to Settle - Lawyer's Duty to Encourage Settlement | 231 | L | 5.2 |
| Offers to Settle - Obligation to Communicate Offer to Client (through counsel) | 231 | L | 5.2 |
| Obligation to Encourage Settlement - Offers to Settle | 231 | L | 5.2 |
| Offers to Settle - Solicitor may Bind Client Unless Client has Given Limited Authority + Opposing Side has Knowledge | 231 | L | 5.2 |
| Offers to Settle - Withdrawal of - Rule 49.04(1)-(2) - Form 49B | 231 | L | 5.2 |
| Solicitor - Duty to Convey All Settlement Offers | 231 | 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 | 5.5 |
| Costs - Consequences - Offers to Settle - Rule 49.10  SEE: Offers to Settle - Cost Consequences | 231-232 | R-L | 5.5 |
| Offers to Settle - Cost Consequences - Offer by Plaintiff / Defendant | 232 | L | 5.5 |
| Offers to Settle - Cost Consequences - Summary of Cost Consequences | 232 | L | 5.5 |
| Partial Indemnity - Costs - Refusing Offers to Settle | 232 | L | 5.5 |
| Substantial Indemnity Costs - Offers to Settle | 232 | L | 5.5 |
| Offers to Settle - Cost Consequences re Rule 49.10 - Inapplicable | 232 | 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 | 5.8 |
| Offers to Settle - Multiple Defendants - Rule 49.11-12 | 233 | 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 | R | 5.8 |
| Offer to Settle - Multiple Defendants - Prerequisite for Cost Consequences - Rule 49.11(a),(b)(i),(ii) | 233 | R | 5.8 |
| Prerequisite for Cost Consequences - Multiple Defendants - Offer to Settle | 233 | R | 5.8 |
| Cost Consequences, Prerequisites - Multiple Defendants - Offer to Settle | 233 | R | 5.8 |
| Offers to Settle - Cost Consequences - Multiple Defendants - Joint and Several Liability - Offer to Contribute (R 49.12) | 234 | L | 5.8 |
| Joint and Several Liability - Offers to Settle - Multiple Defendants | 234 | L | 5.8 |
| Multiple Defendants - Joint and Several Liability - Multiple Defendants - Offer to Settle | 234 | L | 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 |
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| Appeals - Motion for Leave to Court of Appeal - Dealt With in Writing w/out Counsel - r. 61.03.1(1) RCP - If No Oral Hearing Required, Determine Motion Based on Written Material - r. 61.03.1(14)(a) - Otherwise, Will Order Oral Hearing - r. 61.03.1(14)(b) | 267 | L-R | 2.4 |
| Appeals - Leave - Where Not Required | 267 | R | 2.4 |
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| Effect of Stay - Appeals - Stay Pending Appeal - No Steps under Order or for its Enforcement, Except by Order of Judge - Stay Does not Prevent Settling, Signing and Entering of Order, Assessment of Costs, Issue of Writ of Execution or Filing of Writ - But, No Instruction or Direction to Enforce Writ While Stay in Effect - rr. 63.03(1) - 63.03(3) RCP | 268 | L | 2.7 |
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