

IN THE SUPREME COURT OF CANADA

(ON APPEAL FROM THE COURT OF APPEAL FOR ONTARIO)

BETWEEN:

PAUL TAYLOR

Applicant
(*Moving Party in Motion*)

-and-

THE WORKPLACE SAFETY & INSURANCE BOARD – WSIB

Respondent
(*Respondent in Motion*)

-and-

THE WORKPLACE SAFETY & INSURANCE APPEALS TRIBUNAL – WSIAT

Respondent
(*Respondent in Motion*)

**MOTION TO EXTEND TIME TO SEEK LEAVE TO APPEAL
MOTION TO STAY COSTS ORDER OF COURTS BELOW
MOTION TO VARY RULES OF SUPREME COURT OF CANADA**

TAKE NOTICE that Paul Taylor, hereby applies to a judge pursuant to section 47 of the *Rules of the Supreme Court of Canada*, and section 59 of the *Supreme Court Act*, for an order:

1. To allow an extension of time, to allow Mr. Taylor to prepare, serve, and file his application for leave to appeal to the Supreme Court of Canada, the Court of Appeal for Ontario decision C63503, dated February 26, 2018;

2. To staying the costs orders of the courts below, specifically:
 - a. The costs order of His Honour Justice D. Price, dated December 14, 2017; and
 - b. The costs order of Court of Appeal for Ontario dated November 21, 2018;
3. To vary Rule 25 (2) of the *Rules of the Supreme Court of Canada*, to allow Mr. Taylor's Memorandum of Argument to be extended in length to 24 pages, not including Part IV, or Part VII of the memorandum of Argument; and
4. Any other order that the Supreme Court of Canada may deem just and appropriate.

AND FURTHER TAKE NOTICE that the motion to extend time, for Mr. Taylor to: file his application for leave to appeal late; to stay the costs orders of the courts below; to vary the Rules regarding the 20 page limit page limit for the memorandum of argument; and any other order the court sees just, shall be made in compliance with the following Rules of the Supreme Court of Canada:

5. That s. 6(1) of the *Rules of the Supreme Court of Canada* allows the Court, a judge, or the Registrar to extend time to file an application for leave to appeal;
6. That s. 8(1) of the *Rules of the Supreme Court of Canada* allows the Court, a judge, or the Registrar, on motion or on their own initiative, excuse a party from complying with any of the Rules;
7. That s. 52(1) of the *Rules of the Supreme Court of Canada* allows for a motion to be made to the Court or the registrar; and
8. Any other applicable laws.

AND FURTHER TAKE NOTICE that the motion to extend time, for Mr. Taylor to file his application for leave to appeal late, shall be made on the following grounds:

9. That Mr. Taylor has been forced to represent himself, due to the very limited funding for under privileged individuals for representation, as well as ongoing new cuts by current governments. As a result, Mr. Taylor has required a considerable amount of additional time to both learn the legal process, as well as formulate and prepare his legal arguments for his application for leave.
10. In addition to Mr. Taylor being a self-represented litigant, Mr. Taylor suffers from numerous physical and psychological disabilities, which further limits his abilities to meet specific deadlines.
11. In addition to Mr. Taylor being a self-represented litigant, and an individual with numerous physical and psychological disabilities, Mr. Taylor is an under privileged individual with limited financial, and is a single parent. These issues further limits Mr. Taylor's ability to respond to specific deadlines.
12. That in addition, to Mr. Taylor being a self-represented litigant, an under privileged individual, who is a single parent, and of very limited means, additionally has had to take additional legal action against the WSIB and the WSIAT, when the WSIB unlawfully retaliated against Mr. Taylor. This was when Mr. Taylor had made a simple request to be compensated for pain over the counter pain medications and topical pain crème.
13. That defence counsel who previously prepared the orders to be signed by the court, did not. Mr. Taylor then had to learn how to draft an order, seek consent of defence counsel, and file the order with the Court of Appeal for Ontario to be signed.

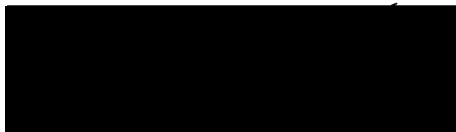
AND FURTHER TAKE NOTICE that the motion for the court to stay the costs order of the courts below, specifically the order of His Honour J. Price and the costs order of the Court of Appeal for Ontario, shall be made on the following grounds:

14. That Mr. Taylor has been forced to represent himself, due to the very limited funding for under privileged individuals for representation, as well as ongoing new cuts by current governments. As a result, Mr. Taylor has required a considerable amount of additional time to both learn the legal process, as well as formulate and prepare his legal arguments for his application for leave. In doing so, Mr. Taylor has made many mistakes when he has been forced to act a self-represented litigant. Mistakes, that an experienced lawyer would not make. As such, Mr. Taylor should not be punished with any costs order.
15. That in addition to Mr. Taylor being a self-represented litigant, Mr. Taylor suffers from numerous physical and psychological disabilities, which further limits his abilities to effectively prepare coherent pleadings, arguments, and the making of oral submissions. As such, Mr. Taylor should not be punished with any costs order. To do so, would not be in the interest and furtherance of justice.
16. That in addition to Mr. Taylor being a self-represented litigant, and an individual with numerous physical and psychological disabilities, Mr. Taylor is an under privileged individual with limited financial means, who is a single parent. These issues further limits Mr. Taylor's ability to effectively prepare coherent pleadings, arguments and making submissions. As, such, Mr. Taylor should not be punished with any costs order. To do so, would not be in the interest and furtherance of justice.
17. That additionally, unlike Mr. Taylor, the WSIB and the WSIAT can afford and would not suffer financial harm from the financial burden of legal costs. As, the WSIB & the WSIAT budgets are funded by solely by private revenues. Revenues that are NOT funded in any way by taxpayers. Revenues that have provided a massive surplus fund of more than \$36 billion. Revenues that have also provided a further savings rebate to employers of \$2.3 billion in 2018. That the fund and rebate in no way saves taxpayers and in fact costs Canadian taxpayers.

AND FURTHER TAKE NOTICE that the motion for the court to vary Rule 25(2) of the Rules of the Supreme Court of Canada should be varied in accordance with Rule 8(1), which is to allow Mr. Taylor's Memorandum of Argument to exceed the 20-page limit on the following grounds:

18. That Mr. Taylor has been forced to represent himself, due to the very limited funding for under privileged individuals for representation, as well as ongoing new cuts by current governments. As a result, Mr. Taylor can do his best, but can in no way prepare legal arguments which are completely concise and to the point, without exceeding the page limit of Rule 25(2).
19. That in addition to Mr. Taylor being a self-represented litigant, Mr. Taylor suffers from numerous physical and psychological disabilities, which further limits his abilities to effectively prepare coherent, and concise arguments. As such, Mr. Taylor should be accommodated for his disabilities. An accommodation by the Court in the form of an allowance to the 20-page limitation. To do so, would be in the interest and furtherance of justice, as well as various Human Rights legislation and s. 15 of the *Charter*.
20. That in addition to Mr. Taylor being a self-represented litigant, and an individual with numerous physical and psychological disabilities, Mr. Taylor is an under privileged individual with limited financial means, who is a single parent. These issues further limits Mr. Taylor's ability to effectively prepare coherent, and concise arguments. As such, Mr. Taylor should not be punished with a page limitation for his arguments for his application for leave to appeal. To do so, would not be in the interest and furtherance of justice.

SIGNED BY



Paul Taylor

September 14th, 2019

Moving Party

Self-represented Litigant 

**Lawyers for the Workplace Safety
& Insurance Board – WSIB, Respondent**

Workplace Safety & Insurance Board - WSIB

Legal Services Division

200 Front Street West, 22nd Floor

Toronto, Ontario M5V 3J1

Jean-Denis Belec

LSUC# 40140R

Tel: (416) 344-3964

E-mail: jean-denis_belec@wsib.on.ca

Jefferey Clarke

LSUC #56374N

Tel: (416) 344-3964

Fax: (416) 344-3160

E-mail: jeffery_clarke@wsib.on.ca

**Lawyers the Workplace Safety & Insurance
Appeals Tribunal – WSIAT, Respondent:**

PALIARE ROLAND LLP

155 Wellington Street West, 35th Floor

Toronto, Ontario M5V 3H1

Andrew Lokan

LSUC# 31629Q

Tel: (416) 646-4324

Fax: (416) 646-4301

E-mail: andrew.lokan@paliareroland.com

Lawyer for the Government of Ontario, Intervenor:

The Attorney General of Ontario

Law Branch/Constitutional Law Branch

720 Bay Street 4th floor

Toronto, Ontario M5G 2K1

Fax: (416) 326-4015

Lawyer for the Government of Canada, Intervenor:

The Attorney General of Canada

Suite 3400, Exchange Tower

Box 36, First Canadian Place

Toronto, Ontario M5X 1K6

Fax: (416) 973-3004

Paul Taylor v. WSIB AND WSIAT
Appellant Respondents

Court file no.: _____

SUPREME COURT OF CANADA
On Appeal from the Court of Appeal for Ontario

PROCEEDING COMMENCED AT
ONTARIO SUPERIOR COURT OF JUSTICE
7755 Hurontario Street
Brampton, Ontario L6W 4T1

MOVING PARTY'S MOTION

Paul Taylor
[Redacted Signature]

Appellant
Self-represented