



*Jean-Denis Belec, Legal Counsel
Legal Services Division*

**Workplace Safety
& Insurance Board**

**Commission de la sécurité
professionnelle et de l'assurance
contre les accidents du travail**

BY EMAIL: fightwcb@gmail.com

September 24, 2021

Paul Taylor


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RE: Paul Taylor et al. vs. WSIB et al
Our File No. : LD- 32003
Court File No.: CV-21-00076781-00CP

This letter follows mine of September 15, 2021 and Mr. McKinnon's letter of September 23, 2021.

As you know in addition to what Mr. McKinnon outlined in his letter to you, I have already communicated to you our intention to bring a Rule 21 motion seeking to have your action dismissed prior to certification of this class action.

To that end, instead of delivering a Statement of Defence, we intend to deliver our motion materials. As indicated in my letter, your Statement of Claim lacks particulars in order to adequately respond to your pleading in any meaningful way. As also indicated we reserve the right to request particulars prior to the delivery of any defence, assuming same would be required following the Rule 21 motion.

As we have done in the past, I would like to arrange for a timetable for timely delivery and exchange of our respective materials for the motion. In the Hamilton area, it is my understanding that long motions are normally heard on Wednesdays. Should you wish to seek leave under Rule 17, then I would suggest that all motions be returnable the same day. I believe it would be helpful to the Court to have a full record before it.

Our Draft Notice of Motion will follow shortly. In the meantime, please provide us with your estimate as to how much time you would require to prepare and deliver your responding materials to our motion.

As indicated in Mr. McKinnon's letter to you, the WSIB repeats and adopts the request that you confirm that you will not take any steps to the prejudice of our client without providing us with reasonable notice of your intention to do so.

Yours very truly,



**Jean-Denis Bélec
Legal Counsel
Legal Services Division**

cc. **Registrar of the Hamilton Superior Court of Justice**
John Sopinka Courthouse
45 Main Street East
Hamilton, ON, L8N 2B7
By email: hamiltonciviloffice@ontario.ca

*Gordon McKinnon, Thompson Dorfman Sweatman LLP
Andrew Lokan, Paliare Roland Rosenberg Rothstein LLP*

And to: Alberta Workers Compensation Board
Alberta Appeals Commission
Saskatchewan Board Appeal Tribunal
Commission des normes, de l'équité, de la santé et de la sécurité du travail
WorkSafeNB
Workers Compensation Board of PEI
Workers' Compensation Appeal Tribunal of PEI
Workers' Compensation Board of Nova Scotia
Workers' Compensation Appeal Tribunal of Nova Scotia
Attorney General of Ontario, Constitutional Law Branch
Attorney General of Canada, Department of Justice