### ONTARIO SUPERIOR COURT OF JUSTICE

IN THE MATTER OF the Construction Act, R.S.O. 1990, c. C.30

THE HONOURABLE

JUSTICE FOWLER BYRNE

JUSTICE\_\_\_\_\_

FRIDAY, THE 15<sup>th</sup> DAY OF NOVEMBER, 2019

### BETWEEN:



1865825 ONTARIO CORP. C.O.B. DUBOSE

Plaintiff - and -

ROGER SIMAS, ANA SIMAS and CANADIAN IMPERIAL BANK OF COMMERCE

Defendants

### JUDGMENT

THIS MOTION, made by the Defendants, Roger Simas and Ana Simas, for an Order for default judgment, made with notice, was heard this day at the Brampton Courthouse located at 7755 Hurontario Street, Brampton, Ontario, L6W 4T1.

ON READING the Motion Record of the Defendants/Moving Parties and on hearing submissions of counsel for the Moving Parties, no one appearing for the Plaintiff although duly served:

- 1. THIS COURT ORDERS that the Plaintiff, 18 825 Ontario corp. c.o.b. Dubose, pay the Defendants, Roger Simas and Ana Si s, \$ 48/1689.34 forthwith;
- 2. THIS COURT ORDERS that the Plaintiff pay costs in the sum of  $% \left( 1\right) =\left( 1\right) +\left( 1\right) +\left($

\$ 41,357.24

 $\ensuremath{\,\%\,}$  , inclusive of HST and disbursements; and

3. THIS JUDGMENT bears interest at a rate of 3% per cent per year commencing on November 15, 2019.

AT BRAMPTON

MOV 15 2018

INITIALS

OK NO 73-C3

Justice of the Superior Court

# S:\S\Simas, Roger\Endorsements and Orders\Drafts\2019-08-09 Draft Judgment - Simas.doc

## ONTARIO SUPERIOR COURT OF JUSTICE

### PROCEEDING COMMENCED AT BRAMPTON

### JUDGMENT

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