

T.S. PUBLISHING GROUP INC.
Plaintiff

TARWINDER SHOKAR et al.
Defendants

Court File No.: CV-10-408182

August 19, 2014

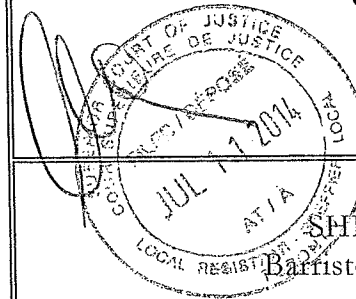
I follow the decision of Justice Quin in *Sun* v. *Beatty Development Co., (2001) O.T. No. 3825* ("Sun") on the law as summarized by Master Graham in *Re: A. Jensen (2006) O.T. No. 4726* ("Jen") and find that the failure of the defendant Tarwinder Shokar ("Tari") to explain the delay is fatal to the motion for security for costs.

The abstract claim was issued ~~and~~ 4 years ago on August 2010. As of April 2010 (as in his affidavit for his side) Tari had that local newspaper was not being published. Further, Tari was the applicant in his father's security for costs motion in which he set out the evidence of a good reason to believe that the plaintiff had insufficient assets to pay costs awarded. Tari attended at the security for costs motion and a default was awarded to the plaintiff and

ONTARIO
SUPERIOR COURT OF JUSTICE

Proceedings Commenced at TORONTO

MOTION RECORD
(Order for Plaintiff to Post Security for Costs)



SHILLERS LLP
Barristers and Solicitors
Suite 402
197 Spadina Avenue
Toronto ON M5T 2C8

Phone: (416) 363-1112
Fax: (416) 363-5557

Gil Fischler (51669G)

Agents for the defendant, Tarwinder Shokar

... of the claim. It is not days, the delay is the action. By the time of ... returned counsel advised ... as the need for ... we see how, based on Tarr's own evidence, at ... the nature would ... counsel.

Tarr's evidence

For the above reasons, I do not suggest that "it really goes up my eye" ^(CIVIL) as you have asked for ... at that point. There is no ... the delay and as you seek ... the plaintiff

Tarr's counsel advised that even if there is no ... this should be ... After it is no ... I do not agree.

It is a question of fairness that a plaintiff ... it may have to ...

side in a procedure in a letter to proceed with
action or proceed against a particular defendant,
the court still is, the plaintiff does not to
sue against a party but if required to proceed
to the civil law process for both parties.

agreed with Justice Gauthier in ^(at para 7) *Suzin* that "when
and is brought two years into a civil suit a firm
with the use of legal experts like the trial, the
defendant must explain why the matter was not
undertaken at why it is reasonable for it to
be brought now. Absent such an explanation, it is
fair for a plaintiff to have a summary judgment made of
the facts (employer's duties). (Justice Gauthier, 1995
at Gauthier para 16 "even if the plaintiff
and other parties are not out of the delay in
bringing the matter, the burden of the heavy defendant
to explain the delay is still placed on the matter
to be proved".

16
A para 16
para 16
The ~~plaintiff~~ ^{plaintiff} was successful from *Boyer J.* in 423322 at
the *Boyer J.* trial, but *Laurel* 543. However,
Boyer J. ~~found~~ found otherwise that the plaintiff
could not sustain the proceedings if summary judgment,
Boyer J. did not have to address the issue
and it is not clear if the claimant would be *Boyer*

