

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

**COMMERCIAL LIST**

THE HONOURABLE )  
JUSTICE HAINEY ) THURSDAY, THE 22<sup>ND</sup>  
DAY OF SEPTEMBER, 2016  
)



IN THE MATTER OF THE *INSURANCE COMPANIES ACT*, R.S.C. 1991 c. 47, AS  
AMENDED, AND THE *MUTUAL PROPERTY AND CASUALTY INSURANCE COMPANY  
WITH NON-MUTUAL POLICYHOLDERS CONVERSION REGULATIONS*, SOR/2015-168

AND IN THE MATTER OF A PLAN OF CONVERSION OF  
ECONOMICAL MUTUAL INSURANCE COMPANY

ECONOMICAL MUTUAL INSURANCE COMPANY

Applicant

**ORDER**

**THIS MOTION**, made by:

- (i) McCarthy Tetrault LLP (“**McCarthy**”), for an order appointing McCarthy as counsel to the eligible mutual policyholders of Economical Mutual Insurance Company (“**Economical**”) pursuant to section 8 of the *Mutual Property and Casualty Insurance Company with Non-mutual Policyholders Conversion Regulations* (the “**Conversion Regulations**”);
- (ii) Gowling WLG (Canada) LLP (“**Gowling**”), for an order appointing Gowling as counsel to the eligible non-mutual policyholders of Economical pursuant to section 8 of the *Conversion Regulations*;

- (iii) Siskinds LLP (“**Siskinds**”), for an order appointing Siskinds as counsel to the eligible non-mutual policyholders of Economical pursuant to section 8 of the *Conversion Regulations*;
- (iv) Torys LLP (“**Torys**”), for an order appointing Torys as counsel to the eligible non-mutual policyholders of Economical pursuant to section 8 of the *Conversion Regulations*; and
- (v) Thornton Grout Finnigan LLP (“**TGF**”), for an order appointing TGF as counsel to one of either of the two classes of eligible policyholders of Economical pursuant to section 8 of the *Conversion Regulations*,

was heard on 19<sup>th</sup> day of September, 2016, at 330 University Avenue, Toronto, Ontario.

**ON READING** the affidavit of Garth Girvan of McCarthy, sworn the 9<sup>th</sup> day of August, 2016, the factum of McCarthy, the affidavit of Peter Lukasiewicz of Gowling, sworn the 12<sup>th</sup> day of August, 2016, the affidavit of Michael G. Robb of Siskinds, sworn the 11<sup>th</sup> day of August, 2016, the factum of Siskinds, the affidavit of Blair Keefe of Torys, sworn the 11<sup>th</sup> day of August, 2016, the supplementary affidavit of Blair Keefe, sworn the 8<sup>th</sup> day of September, 2016, the factum of Torys, the affidavit of Robert I. Thornton of TGF, sworn the 11<sup>th</sup> day of August, 2016, the factum of TGF, the affidavit of Jennifer Chong of Osler, Hoskin & Harcourt LLP (“**Osler**,” counsel to Economical), sworn the 26<sup>th</sup> day of August, 2016, the affidavit of Antonetta Murray of Osler, sworn the 6<sup>th</sup> day of September, 2016, and the factum of Economical,

**AND ON HEARING** the submissions of counsel for Economical, McCarthy, Gowling, Siskinds, Torys and TGF,

1. THIS COURT ORDERS that McCarthy is appointed counsel for the eligible mutual policyholders of Economical pursuant to section 8 of the *Conversion Regulations*.
2. THIS COURT ORDERS that TGF is appointed counsel for the eligible non-mutual policyholders of Economical pursuant to section 8 of the *Conversion Regulations*.
3. THIS COURT ORDERS that there shall be no order as to costs of this motion.

Rm. Ittleman SEP 29 2016

R. Ittleman, Registrar  
Superior Court of Justice

ENTERED AT / INSCRIT À TORONTO  
ON / BOOK NO:  
LE / DANS LE REGISTRE NO:

SEP 30 2016

PER / PAR: *M*

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

PROCEEDING COMMENCED AT TORONTO

**ORDER**

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