



Court of Appeal for Ontario

List of Frequently Cited Civil Authorities

Effective: 1 March 2017

Parties do not need to reproduce the full version of the authorities on the following list in their books of authorities. When a party relies on one of the following authorities in the factum, the party should only include a copy of the headnote and the passage relied on in the book of authorities.

The authorities are listed chronologically by subject matter.

Administrative Law

- *Weber v. Ontario Hydro*, [\[1995\] 2 S.C.R. 929](#)
- *Dunsmuir v. New Brunswick*, [2008 SCC 9](#), [2008] 1 S.C.R. 190

Class Proceedings

- *Hollick v. Toronto (City)*, [2001 SCC 68](#), [2001] 3 S.C.R. 158
- *Rumley v. British Columbia*, [2001 SCC 69](#), [2001] 3 S.C.R. 184
- *Western Canadian Shopping Centres Inc. v. Dutton*, [2001 SCC 46](#), [2001] 2 S.C.R. 534

Contracts

- *Sattva Capital Corp. v. Creston Moly Corp.*, [2014 SCC 53](#), [2014] 2 S.C.R. 633
- *Bhasin v. Hrynew*, [2014 SCC 71](#), [2014] 3 S.C.R. 494
- *MacDonald v. Chicago Title Insurance Company of Canada*, [2015 ONCA 842](#)

Costs

- *Boucher v. Public Accountants Council for the Province of Ontario* ([2004](#)), [71 O.R. \(3d\) 291](#) (C.A.)
- *Hamilton v. Open Window Bakery Ltd.*, [2004 SCC 9](#), [2004] 1 S.C.R. 303

Courts - Jurisdiction

- *Morguard Investments Ltd. v. De Savoye*, [\[1990\] 3 S.C.R. 1077](#)
- *Club Resorts Ltd. v. Van Breda*, [2012 SCC 17](#), [2012] S.C.J. No. 17

Damages

- *Hill v. Church of Scientology of Toronto*, [\[1995\] 2 S.C.R. 1130](#)
- *Whiten v. Pilot Insurance Co.*, [2002 SCC 18](#), [2002] 1 S.C.R. 595
- *Fidler v. Sun Life Assurance Co. of Canada*, [2006 SCC 30](#), [2006] 2 S.C.R. 3
- *Honda Canada Inc. v. Keays*, [2008 SCC 39](#), [2008] 2 S.C.R. 362

Evidence - Standard of Proof

- *F.H. v. McDougall*, [2008 SCC 53](#), [2008] 3 S.C.R. 41

Family

- *Pettkus v. Becker*, [\[1980\] 2 S.C.R. 834](#)
- *Moge v. Moge*, [\[1992\] 3 S.C.R. 813](#)
- *Peter v. Beblow*, [\[1993\] 1 S.C.R. 980](#)
- *Gordon v. Goertz*, [\[1996\] 2 S.C.R. 27](#)
- *Bracklow v. Bracklow*, [\[1999\] 1 S.C.R. 420](#)
- *Francis v. Baker*, [\[1999\] 3 S.C.R. 250](#)
- *Hickey v. Hickey*, [\[1999\] 2 S.C.R. 518](#)
- *Van de Perre v. Edwards*, [2001 SCC 60](#), [2001] 2 S.C.R. 1014
- *Miglin v. Miglin*, [2003 SCC 24](#), [2003] 1 S.C.R. 303
- *Fisher v. Fisher*, [2008 ONCA 11](#), 88 O.R. (3d) 241
- *Kerr v. Baranow/Vanasse v. Seguin*, [2011 SCC 10](#), [2011] 1 S.C.R. 269

Injunctions

- *RJR-MacDonald Inc. v. Canada (Attorney General)*, [\[1994\] 1 S.C.R. 311](#)

Motions for Intervention

- *Peel (Regional Municipality) v. Great Atlantic and Pacific Co. of Canada* ([1990](#)), [74 O.R. \(2d\) 164](#) (C.A.)
- *Peixeiro v. Haberman* ([1994](#)), [20 O.R. \(3d\) 666](#) (Ont. Ct. (Gen. Div.))

- *Authorson (Litigation Guardian of) v. Canada (Attorney General)* ([2001](#)), [147 O.A.C. 355](#), 9 C.P.C. (5th) 218 (C.A.)
- *Zoe Childs v. Desormeaux* ([2003](#)), [67 O.R. \(3d\) 385](#) (C.A.)
- *Bedford v. Canada (Attorney General)*, [2009 NCA 669](#)

Motions for Leave to Appeal

- *Re Sault Dock Co. Ltd. and City of Sault Ste. Marie* ([1973](#)), [2 O.R. 479](#) (C.A.)
- *Iness v. Canada Mortgage and Housing Corp.* ([2002](#)), [62 O.R. \(3d\) 255](#) (C.A.)

Mental Health/Jurisdiction of Administrative Boards

- *Winko v. British Columbia (Forensic Psychiatric Institute)*, [\[1999\] 2 S.C.R. 625](#)
- *R. v. Conway*, [2010 SCC 22](#), [2010] 1 S.C.R. 765

Rule 20 of the Rules of Civil Procedure (Summary Judgment)

- *Combined Air Mechanical Services Inc. v. Flesch*, [2011 ONCA 764](#), (2011), 108 O.R. (3d) 1
- *Hryniak v. Mauldin Group*, [2014 SCC 7](#)
- *Bruno Appliance and Furniture Inc. v. Hryniak*, [2014 SCC 8](#)

Rule 21 of the Rules of Civil Procedure

- *Hunt v. Carey Canada Inc.*, [\[1990\] 2 S.C.R. 959](#)
- *R. v. Imperial Tobacco Canada Ltd.*, [2011 SCC 42](#), [2011] 3 S.C.R. 45

Standard of Appellate Review

- *Stein v. Kathy K (The)*, [\[1976\] 2 S.C.R. 802](#)
- *Equity Waste Management of Canada v. Halton Hills (Town)* ([1997](#)), [35 O.R. \(3d\) 321](#) (C.A.)
- *Housen v. Nikolaisen*, [2002 SCC 33](#); [2002] 2 S.C.R. 235
- *Waxman v. Waxman* ([2004](#)), [186 O.A.C. 201](#)
- *H.L. v. Canada (Attorney General)*, [2005 SCC 25](#), [2005] 1 S.C.R. 401

Statutory Interpretation

- *Rizzo v. Rizzo Shoes Ltd.*, [\[1998\] 1 S.C.R. 27](#)
- *Bell ExpressVu Limited Partnership v. Rex*, [2002 SCC 42](#), [2002] 2 S.C.R. 559

Tort

- *Donoghue v. Stevenson*, [\[1932\] A.C. 562](#)
- *Hedley Byrne & Co. v. Heller & Partners Ltd.*, [\[1963\] 2 All E.R. 575](#)
- *Anns v. London Borough of Merton*, [\[1978\] A.C. 728](#)

- *Queen v. Cognos*, [\[1993\] 1 S.C.R. 87](#)
- *Athey v. Leonati*, [\[1996\] 3 S.C.R. 458](#)
- *Hercules Management Ltd. v. Ernst & Young*, [\[1997\] 2 S.C.R. 165](#)
- *Cooper v. Hobart*, [2001 SCC 79](#), [2001] 3 S.C.R. 537
- *Childs v. Desormeaux*, [2006 SCC 18](#), [2006] 1 S.C.R. 643
- *Syl Apps Secure Treatment Centre v. B.D.*, [2007 SCC 38](#), [2007] 3 S.C.R. 83

Tort and Contract

- *Central Trust Co. v. Rafuse*, [\[1986\] 2 S.C.R. 147](#)

Trusts

- *Soulos v. Korkontzilas*, [\[1997\] 2 S.C.R. 217](#)