Court File No.: xxxxxxxx-CP

ONTARIO
SUPERIOR COURT OF JUSTICE

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| THE HONOURABLEJUSTICE [*name*] | )))) |  [*day*], THE  [*date*] DAY OF [*month*], 20xx |

**BETWEEN:**

 [*names of Plaintiffs]*

Plaintiffs

- and -

[*names of Defendants*]

Defendants

Court File No.: xxxxxxxx-CP

ONTARIO
SUPERIOR COURT OF JUSTICE

**BETWEEN:**

 [*names of Plaintiffs]*

Plaintiffs

- and -

[*names of Defendants*]

Defendants

Proceeding under the *Class Proceedings Act, 1992*

**ORDER[[1]](#footnote-1)**

**(CARRIAGE)[[2]](#footnote-2)**

 **THESE MOTIONS**, made by the Plaintiffs in the action bearing court file number [court file number #1] (the “[First] Action”), and by the Plaintiffs in the action bearing court file number [court file number #2] (the “[Second] Action”), for an order for carriage of the proposed [subject matter] class proceeding, a stay of any other proposed class proceedings commenced with respect to the [subject matter], and an order that no other proposed class proceedings may be commenced with respect to the [subject matter] without leave of the court, were heard this day [by judicial videoconference at (City)] [at (address of courthouse)], Ontario.

 **ON READING** the materials filed by the Plaintiffs in the [First] Action and by the Plaintiffs in the [Second] Action, on hearing the submissions of counsel for the Plaintiffs in the [First] Action and counsel for the Plaintiffs in the [Second] Action, and [on being advised that the Defendants take no position on these motions] or [on reading the materials filed by the Defendants and on hearing the submissions of counsel for the Defendants],

1. **THIS COURT ORDERS** that the motion for carriage made by the Plaintiff in the [First] Action is granted, and that the motion for carriage made by the Plaintiff in the [Second] Action is dismissed.
2. **THE COURT ORDERS** that the [Second] Action is stayed.
3. **THIS COURT ORDERS** that no other proposed class proceeding shall be commenced in Ontario in respect of the subject matter of the [First] Action without leave of this court.
4. **THIS COURT ORDERS** that this Order and any reasons given by the Court in connection thereto are without prejudice to any position, objection or defence the defendants may take or assert in this or any other proceeding with respect to the Statement of Claim issued in this proceeding (including, without limiting the generality of the foregoing, with respect to any statutory, common law, or equitable limitations issues or defences, jurisdictional issues, whether any of the aforesaid statements of claim satisfy the requirements of the Class Proceedings Act, 1992, S.O. 1992, c. 6, the suitability of the proposed representative plaintiff or whether the rules of pleading have been complied with.
5. **THIS COURT ORDERS** that there shall be no costs for these motions.

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|  | The Honourable Justice [•] |

1. Prepared by the Ontario Class Action Bench-Bar Liaison Committee as a guide for courts and practitioners. This template should be tailored to suit the particular circumstances of each case. [↑](#footnote-ref-1)
2. This template contemplates one order but the provisions can be adapted so that parallel orders are filed in each of the relevant proceedings. [↑](#footnote-ref-2)