

COURT OF APPEAL FOR ONTARIO

BEFORE: TANIEKA SWABY – A/DEPUTY
REGISTRAR

HEARD: JANUARY 22, 2025

DISPOSITION OF COURT HEARING:



COURT FILE NO.: M55671
(COA-24-CV-1176)

TITLE OF PROCEEDING: EDDIE, MANDIE
V. LEPP, ROBERT

This is a motion to dismiss the appeal for delay which proceeded in-writing.

The Notice of Appeal was filed on or about November 25th, 2024 and according to Rule 61.09(1)(a) of the *Courts of Justice Act – Rules of Civil Procedure*, the appeal should have been perfected within 30 days after the Notice of Appeal is filed.

To date the appeal remains unperfected and the default was not cured before the reading of this motion pursuant to Rule 61.13(3)(a).

The motion is therefore granted and the appeal is dismissed for delay with costs fixed in the amount of \$750.00.

A handwritten signature in blue ink, appearing to read 'T Swaby', written over a light blue grid background.

Tanieka Swaby
A/Deputy Registrar