

THE HONOURABLE MR. JUSTICE
LARRY R.A. ACKERL



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December 23, 2014

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Dear Sir and Madam:

Re: Condominium Corporation No 0312235 v Scott (Court File Number 1401 00013)

Subsequent to the Special Chambers Application, I reviewed the Condominium Corporation Bylaws in further detail. Bylaw Article 5.20 in part, states:

If a number of Owners decide to pool any rental income, they may do so with the approval of the Manager. However, under no circumstances will this action obligate or compel any other Owner to join or participate in this pool. Nor will this pool have an effect financially or otherwise on any other individual Owner.

I invite counsel to provide written submissions on the impact of this language in Article 5.20 on their respective positions. Any submissions (copied to opposing counsel) are due by 12:00 noon on January 15, 2015.

Yours truly,

Larry R.A. Ackers

LRAA/ms