



Divisional Court File No.: 712-19

**ONTARIO DIVISIONAL COURT
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE:

) Dated this 23rd day

JUSTICE SWINTON

)
) of January, 2020
)

Between:

VICTOR KRIZAN and KAREN KRIZAN

Applicants (Respondents in Appeal)

and

DAVID JOHN THOMAS SKURDELIS

Respondent (Appellant)

ORDER

THIS MOTION, for the Stay of the Order of the Honourable Justice Scott of the Superior Court of Justice dated June 27, 2019, in Ontario Superior Court File No. CV-19-00000073-0000 (the "Order") was heard on January 21, 2020 at 130 Queen Street West Toronto, Ontario M5H 2N5.

ON READING the Motion Records, Facta, and Briefs of Authorities filed by the parties, and on hearing the submissions of counsel for the parties, and judgment having been reserved until this day:

1. **THIS COURT ORDERS** , on consent, that the last sentence of paragraph 8 of the Order stating that "The Net Proceeds of sale, as defined herein, shall be paid to the Applicants on closing." is stayed until the within appeal has been determined.
2. **THIS COURT ORDERS** that the remainder of the motion is dismissed.
3. **THIS COURT ORDERS** that the Appellant, David John Thomas Skurdelis, shall pay to the Respondents in Appeal, Victor Krizan and Karen Krizan, costs of \$8,000.00 inclusive of disbursements and taxes, payable within 30 days.

THIS ORDER BEARS INTEREST at a rate of 3% per annum commencing on ~~February~~ 23, 2020.

at January



 Registrar/Clerk

REGISTERED AT / INSCRITTA A TORONTO
 ON / BOOK NO: 25
 LL / DATE OF REGISTRATION NO. 45
 FEB 20 2020
 REG. CLERK

VICTOR KRIZAN et al.
APPLICANTS
(Respondents in Appeal)

- and -

DAVID JOHN THOMAS SKURDELIS
RESPONDENT
(Appellant)

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PROCEEDING COMMENCED AT
TORONTO

ORDER

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