

ONTARIO
SUPERIOR COURT OF JUSTICE

DATE: January 3, 2024 SCJ FILE # CV-23-980

Toronto-Dominion Bank v Wonnacott

Endorsement

Applicant's motion without notice for writ of possession. Default judgment obtained in 2022. Respondent has not vacated the property. Applicant commenced this application in 2023 seeking appointment of a Receiver. Receivership order granted on terms including the receiver is empowered to take possession and exercise control over the property, subject to compliance with rule 60.10 before a writ of possession in respect of real property is obtained.

Notice of demand for the property served in September 2023. Neither the respondent nor the occupant spouse or any other potential occupant has responded to the judgment or receivership order or requested relief. Occupancy inspections advise only the respondent debtor and his spouse occupy the property.

I am satisfied the writ of possession may issue. Draft order signed.



Justice K.C. Tranquilli