

*ONTARIO*  
SUPERIOR COURT OF JUSTICE

THE HONOURABLE MR. ) MONDAY, THE 4th DAY OF  
 )  
JUSTICE R. F. SCOTT ) JUNE, 2007

BETWEEN:

NICHOLE COPELAND

Plaintiff

- and -

THOMAS KNOX and CHRYSLER CREDIT CANADA LTD.

Defendants

**ORDER**

THIS MOTION made by the Plaintiff for an order fixing costs following the trial of this matter was heard on January 4, 2007 at Whitby, Ontario.

ON READING the Bill of Costs of the Plaintiff and the supporting documentation filed therewith and upon reading the written submissions of counsel for the Plaintiff and the Defendants and on hearing the submissions of counsel for the Plaintiff and Defendants;

1. **THIS COURT ORDERS** that the Defendants pay the Plaintiff's costs on a partial indemnity scale in the amount of \$290,106.69, particularized as follows:

a)	Fees	\$219,194.50
b)	G.S.T.	\$ 3,151.67
c)	Estimated counsel fee for appearance	\$ 2,500.00
d)	G.S.T. (6%)	\$ 150.00
e)	Disbursements	<u>\$ 55,110.92</u>
		\$290,106.69

2. **THIS COURT FURTHER ORDERS** that post-judgment interest at the rate of 4% on the amount of the costs award as set out in paragraph 1 shall be calculated from the date of the order granting partial indemnity costs, specifically November 24, 2005.
  
3. **THIS COURT FURTHER ORDERS** that the Defendants pay the Plaintiff's costs of the costs hearing, on a partial indemnity basis, in the amount of \$9,810.00 plus G.S.T. together with disbursements of \$121.50 for a total of \$10,527.39.
  
4. **THIS COURT FURTHER ORDERS** that post-judgment interest at the rate of 6% on the amount of the costs awarded at the costs hearing as set out in paragraph 3 shall be calculated from the date of the costs ruling, specifically June 4, 2007.

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Deputy Local Registrar

QUESTIONS FOR JURY

1. GENERAL DAMAGES

In what amount do you assess the plaintiff's general damages for injury, suffering, loss of enjoyment of life, past and future?

\$ 55,000 ~~\$~~ 40,000.

2. INCOME LOSS

In what amount do you assess the total damages of the plaintiff for future loss of income and loss of competitive advantage, if any?

PII ~~\$~~ 12,659.34  
GD + HK

\$ 50,000

3. HOME MAINTENANCE

a) In what amount do you assess the total damages of the plaintiff for past loss of housekeeping and from home maintenance (from October 24, 1998 to present)?

\$ 56,032

b) In what amount do you assess the total damages of the plaintiff for future loss of housekeeping and home maintenance from the present onward?

\$ INCL. IN a)

TOTAL

\$ 161,032

~~\$~~ 161,591.34