

ONTARIO
SUPERIOR COURT OF JUSTICE

MASTER PETERSON) WEDNESDAY, THE 10TH DAY OF
) JUNE, 2009.
)

BETWEEN:

JOSEPH MCLEOD (c.o.b. as MASLAK MCLEOD GALLERY), JACKIE
BUGERA, BUGERA HOLDING LTD. (c.o.b. as BEARCLAW ART GALLERY),
JAMES WHITE, WHITE DISTRIBUTION LIMITED, DONNA CHILD,
ARTWORLD INC. (c.o.b. as ARTWORLD OF SHERWAY), SUN NAM KIM
("SUNNY KIM"), and GALLERY SUNAMI INC. (c.o.b as GALLERY SUNAMI)

Plaintiffs

- and -

RITCHIE SINCLAIR (also known as "RITCHIE ROSS SINCLAIR", "RICHIE
SINCLAIR", "STARDREAMER", and "BLACKMAGIC")

Defendant

ORDER

THIS MOTION made by Symes & Street, solicitors for the Plaintiffs, for an
Order removing them as solicitors of record for the Plaintiffs, was heard this day
at 393 University Avenue, Toronto, Ontario.

ON READING the Notice of Motion, Affidavit of Benjamin Millard, sworn on May 8, 2009, and Exhibits attached thereto, and on hearing the submissions of the lawyers for the Plaintiffs, the Plaintiffs not appearing although properly served as appears from the Affidavits of Service

1. **THIS COURT ORDERS** that the firm of Symes & Street are removed as solicitors of record for the Plaintiffs in this proceeding.

2. **THIS COURT FURTHER ORDERS** that this Order shall be served by mailing a copy to the Plaintiffs via regular mail at their last and only known addresses as set out herein:

Donna Child, Artworld Inc. (c.o.b. as Artworld of Sherway)
25 The West Mall
Suite 207
Toronto, ON M9C 1B8
Ph: 416-620-0500
Fax: 416-620-1776

James White and White Distribution Limited
16568 Mount Hope Road
Caledon, ON L7E 3K8
Ph: 416-850-7850
Fax: 416-850-7859

Jackie Bugera and Bugera Holding Ltd. (c.o.b. as Bearclaw Art Gallery)
10403-124 Street
Edmonton, Alberta, T5N 3Z5
Ph: 780-482-1204
Fax: 780 488-0928

4. **THIS COURT FURTHER ORDERS** that pursuant to Rule 15.04(8) of the *Rules of Civil Procedure* a client who is not a corporation shall, within 30 days after being served with the Order removing the lawyer from the record,
- a. Appoint a new lawyer of record by serving a notice under subrule 15.03(2); or
 - b. Serve a notice of intention to act in person under subrule 15.03(3).

If the client fails to comply with subrule (8),

- a. The Court may dismiss the client's proceeding or strike out his or her defence; and
- b. In an appeal,
 - i. a Judge of the Appellate Court may, on motion, dismiss the client's appeal, or
 - ii. the Court hearing the appeal may deny the client the right to be heard.

~~MASTER PETERSON~~_____

MASTER PETERSON