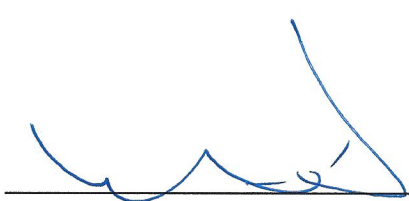


**ENDORSEMENT
SHORT STYLE OF CAUSE:
DONOVAN V. WATERLOO REGIONAL POLICE SERVICES BOARD**

File No. CV-18-1938

Date	Counsel	
April 20, 2020 In Chambers	D. Jarvis (for Moving Defendants) K. Donovan (self-represented Responding Plaintiff)	<p>[1] On February 21, 2019, I released my decision to strike the <u>Amended Statement of Claim</u> under Rule 21.01(1)(b) without leave to amend: <i>Donovan v. Waterloo Regional Police Services Board</i>, 2019 ONSC 1212. On October 25, 2019, the Court of Appeal allowed the Plaintiff's appeal and set aside my order: 2019 ONCA 845.</p> <p>[2] On February 19, 2020, the Defendants wrote to me for directions on seeking a decision on their alternate grounds under Rule 21.01(3) for striking the claim, which they had raised in their notice of motion and was not addressed in the foregoing decisions. On March 17, 2020, the Plaintiff filed a written response to the Defendants' request for directions, and on April 13, 2020 the Defendants filed reply submissions.</p> <p>[3] In my view, this matter should appropriately be returned as a new motion under Rule 59.06(1) for hearing before the court. Given my prior involvement with this case, I believe that this motion should be argued before another judge and should not come back before me.</p> <p>[4] Due to the serious health risks posed by the COVID-19 global pandemic, regular court operations have been suspended since March 15, 2020: see <i>Notice to the Profession for Civil and Family Matters</i>, Chief Justice of the Ontario Superior Court of Justice dated April 2, 2020, https://www.ontariocourts.ca/scj/notice-profession-civil-family/. Once court operations resume, the parties may schedule the return on this motion through the Trial Coordinator's Office.</p> <p>[5] Costs are reserved to the judge hearing the return of the motion.</p> <p style="text-align: right;"> Doi J.</p>