



Appeal, and on hearing the submissions of the lawyers for the Appellant and the Respondent in Appeal,

1. **THIS COURT ORDERS THAT** the appeal is dismissed with costs fixed at \$7,500, inclusive of G.S.T. and disbursements.

*This Order bears interest at the rate of 3 per cent per year commencing on April 20, 2009.*

*Apicene*  
\_\_\_\_\_  
*Registrar*  
*Court of Appeal for Ontario*

ENTERED AT/INSCRIT A TORONTO  
ON/BOOK NO:  
LE/DANS LE REGISTRE NO:

MAY 04 2009

PER/PAR: *Apicene*

**Michael J. Quilling, in his capacity as court appointed  
receiver for Courtney Wallis Simpson**  
Applicant  
(Respondent in Appeal)

**Nicholas Smith Attorney in Fact in  
Canada for Lloyd's Underwriters**  
Respondent  
(Appellant in Appeal)

v.

Court of Appeal File No.: C49585  
Court File No.: 07-CL-7122

**COURT OF APPEAL FOR ONTARIO**

Proceeding commenced at Toronto

**ORDER**

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Solicitors for the Applicant  
(Respondent in Appeal)