

Court File No.: CV-20-00641083-00CP

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

**THE HONOURABLE MR. JUSTICE  
PERELL**

**MONDAY, THE 18<sup>TH</sup> DAY OF JULY  
2022**

**BETWEEN:**

**MICHAEL WESTGATE**

Plaintiff

**- and -**

**WESTJET AIRLINES LTD.**

Defendant

Proceeding under the *Class Proceedings Act, 1992*

**ORDER (DISMISSAL FOR DELAY PURSUANT TO SECTION 29.1 OF THE  
CLASS PROCEEDINGS ACT)**

**THIS MOTION**, made by the Defendant, for an Order dismissing the within action pursuant to Section 29.1 of the *Class Proceedings Act, 1992*, SO 1992, c 6, was heard this day in writing at 330 University Av, Toronto, ON, M5G 1R7.

**ON READING** the materials and submissions filed by the parties:

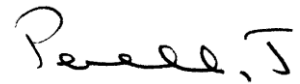
1. **THIS COURT ORDERS** that the within action be and is hereby dismissed and Randy Ai Law Office shall forthwith:

(a) publish a notice indicating that this action has been dismissed, together with a copy of the dismissal order to be issued, on Randy Ai Law Office's website [[www.employmentlawyer-toronto.com](http://www.employmentlawyer-toronto.com)];

(b) send a copy of a notice indicating that this action has been dismissed, together with a copy of the Order dismissing this action, to every putative class member who has contacted Randy Ai Law Office to express an interest in the action; and

(c) bear the costs of sending the aforementioned notices pursuant to section 29.1(3) of the *Class Proceedings Act*, 1992, SO 1992, c 6.

2. **THIS COURT ORDERS** that the Plaintiff pay the Defendant its costs of this motion and the action, in the amount of \$39,218.47, payable within 30 days of this Order.

A handwritten signature in black ink, appearing to read "Perell, J.", with a stylized flourish at the end.

Perell, J.

**MICHAEL WESTGATE**  
Plaintiff

-and-

**WESTJET AIRLINES LTD.**  
Defendant

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***ONTARIO***  
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PROCEEDING COMMENCED AT  
**TORONTO**

**ORDER**  
**(DISMISSAL)**

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Lawyers for the Defendant