

**Court File No. 10-0942**

**August 2, 2011**

**Applicant:** Simcoe Condominium Corporation No. 60

**Respondent:** Robert Skeaff

“The A’s damages to date total \$20,506.33 but the limitation period has not expired & therefore the A reserves its right to seek a final order when & if further losses are discovered. The R has not complied with the order of Mulligan J. As part of its damages the the (sic) A seeks a punitive damage award both for the breach of fiduciary duty & the high handed manner in which the R has ignored this proceeding, the order of Mulligan J and his duties to the Corporation.

Accordingly an interim judgment shall issue in the sum of \$30,506.33, comprised of general damages of \$20,506.33 and punitive damages in the amount of \$10,000.

The R has not filed a Notice of Appearance & is not entitled to take any further steps in this proceeding without leave of the court.

The approval of the judgment is dispensed with.

Post judgment interest will run on the judgment at the rate of 18% as set out in paragraph 5 of Article XI of Bylaw 1.

The A shall have its costs on a substantial indemnity basis so that no innocent party shall bear the burden of this proceeding as explained in Muskoka Condominium Corporation No. 39 v. Drew Kreutzweizer 2010 ONSC 2463 (SCJ) fixed in the amount of \$8,493.62.”

SIMCOE CONDOMINIUM CORPORATION NO. 60  
Applicant

- and -

ROBERT SKEAFF  
Respondent

Court File No. 10-0942

*S. Hoaric for the A.  
The R not appearing*

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which the R has ignored the proceeds, the order of Shelley J. and*

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ONTARIO  
SUPERIOR COURT OF JUSTICE  
Proceeding commenced at Barrie

**SUPPLEMENTARY APPLICATION  
RECORD**

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DÉPOSÉ A BARRIE  
JUL 25 2011  
SUPERIOR COURT OF JUSTICE  
COUR SUPÉRIEURE DE JUSTICE

his duties to the Corporation.

Accordingly an interim judgment shall issue in the sum of \$ ~~10,000~~ 30,506.<sup>33</sup> comprised of general damages of \$ 20,506.<sup>33</sup> and punitive damages in the amount of \$ 10,000.

The R has not filed a Notice of Appearance & is not entitled to take any further steps in this proceeding without leave of the court.

The appeal of ~~S. H. J.~~ this ~~sub~~ judgment is dismissed with.

Post judgment interest will run on this judgment at the rate of 18% as set out in para 5 of Article XI of Bylaw 1.

The A shall have its costs on a substantiated indemnity basis so that no

innocent party shall bear the burden  
of this precedent as explained in  
Muskoka Condominium Report No 39 v.

Drew Kreutzweizer 2010 ONSC 2463 (SCJ)

fixed in the amount of \$ 8,493.62

S. H. J.