

**COURT OF APPEAL FOR ONTARIO**

THE HONOURABLE ) THE DAY  
JUSTICE ) OF 2019

BETWEEN:

**THE ATTORNEY GENERAL OF ONTARIO**

Respondent  
(Appellant in Appeal)

- and -

*May 27, 2019  
Let this order issue  
as amended.  
@Bogarty C.J.O.*

**JEFFREY BOGAERTS**

Applicant  
(Respondent in Appeal)

**ORDER**

THIS MOTION made by the Information and Privacy Commissioner of Ontario (the "IPC") for an order granting the IPC leave to intervene in this appeal as a friend of the court was heard this day at the Court of Appeal for Ontario at 130 Queen Street West, Toronto, Ontario, M7A 2N5.

ON READING the Motion Record of the IPC and the consents of the Respondent (Appellant in Appeal) Attorney General of Ontario, the Applicant (Respondent in Appeal) Jeffrey Bogaerts and the Proposed Intervenor IPC all filed,

THIS COURT ORDERS that:

1. The IPC is granted leave to intervene in this appeal as a friend of the court,
2. The IPC shall not expand the record in the appeal, including by adding materials that would appropriately be the subject of a motion for fresh evidence,
3. <sup>sh</sup> The IPC <sup>shall have</sup> leave to file a factum not exceeding 15 pages by June 19, 2019 or such other time as is agreed by counsel and acceptable to the Court,
4. <sup>sh</sup> Both the Respondent (Appellant in appeal) and the Applicant (Respondent in appeal) <sup>shall have</sup> leave to file <sup>written submissions, not to exceed 10 (ten) pages in length</sup> material responding to the IPC's factum by July 19, 2019 or such other time as is agreed by counsel and acceptable to the Court,
5. <sup>sh</sup> The IPC <sup>shall have</sup> leave to make oral argument on the hearing of the appeal not exceeding 15 minutes,
6. The parties will agree to accept service of their respective materials by electronic mail, with paper copies to be provided upon request,
7. The IPC neither seeks nor will be liable for costs in connection with the appeal,
8. There be no costs of this motion, and
9. Such further and other order as this Honourable Court may deem just.

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**THE ATTORNEY GENERAL OF ONTARIO**

- and -

**JEFFREY BOGAERTS**

Respondent  
(Appellant in Appeal)

Applicant  
(Respondent in Appeal)

Court File No. C66542  
Superior Court File No. 749/13

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**COURT OF APPEAL FOR ONTARIO**

PROCEEDING COMMENCED AT: Toronto

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**ORDER**

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**INFORMATION AND PRIVACY  
COMMISSIONER OF ONTARIO**

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Information and Privacy Commissioner of  
Ontario