

Endorsement

BEFORE JUDGE Justice Mohan Sharma File No. CV-21-00663684-000

OTT FINANCIAL CANADA INC., OTT FINANCIAL GROUP CORPORATION, AND OTT 1123 DEVELOPMENTS INC
Applicants

-v-

VP MARKETS GLOBAL LTD. and ASIA PACIFIC FUTURES INVESTMENT LTD.
Respondents

CASE MANAGEMENT: YES NO

COUNSEL: Christopher P. Goldson PHONE NO. 416-225-5665
cpgoldson@goldsonlaw.com
COUNSEL: _____ PHONE NO. _____
COUNSEL: _____ PHONE NO. _____

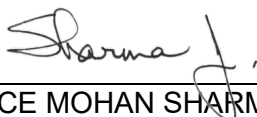
ORDER DIRECTION FOR REGISTRAR
 REPORTED SETTLED ADJOURNED TO TRIAL SCHEDULING COURT _____
 NO ONE APPEARED ADJOURNED TO BE SPOKEN COURT _____

1. This Application was issued on June 2, 2021. The applicants seek various relief as set out in their Notice of Application. The relief relates to the respondents use of the applicants' business address without the applicants' authorization or consent.
2. The Respondents did not deliver a responding record and did not attend today's hearing.
3. Proof of service of the application record, along with a prior endorsement of Justice Diamond dated June 16, 2021, was established by affidavits of service of

Cathy Su, sworn on June 17, 2021, and of Saikat Das, sworn on June 18, 2021.

4. Based on the affidavit of Alex Liu, sworn June 1, 2021, and for the reasons set out in the Applicants' Factum, dated June 17, 2021, the following relief is granted:
 - a. A Declaration that the Respondents deceptively, falsely, and improperly used the Applicants' business address without the Applicants' authorization or consent;
 - b. An injunctive order compelling the Respondent, VP Markets Global Ltd. and its directors, servants or agents to remove, delete, and to completely refrain from using at all, the Applicants' business address at 1123 Leslie Street, North York, ON M3C 2K5, Canada, or any other business or office address of the Applicants, including removal and refraining from using any address of the Applicants in and from all of the Respondent's marketing, promotional, and advertising material in any form whatsoever, including any electronic media such as websites including the website at www.vp-markets.net, emails, social media postings, and including any and all print media such as newspapers, magazines, letterheads, business cards, and flyers; and
 - c. An injunctive order compelling the Respondent, Asia Pacific Futures Investment Limited and its directors, servants or agents to remove, delete, and to completely refrain from using at all, the Applicants' business address at 1123 Leslie Street, North York, ON M3C 2K5, Canada, or any other business or office address of the Applicants, including removal and refraining from using any address of the Applicants in and from all of the Respondent's marketing, promotional, and advertising material in any form whatsoever, including any electronic media such as websites including the website at www.ytqmt.com, emails, social media postings, and including any and all print media such as newspapers, magazines, letterheads, business cards, and flyers.
5. The Applicants have submitted a Bill of Cost seeking substantial indemnity costs of \$21,642.50, and partial indemnity costs of \$14,325.75, both inclusive of HST and disbursements.
6. Having considered the factors set out in rule 57.01, I order the respondents to pay the applicants' costs of the application fixed at \$14,325.75, inclusive of HST and disbursements, payable within 30 days.

June 22, 2021
DATE



JUSTICE MOHAN SHARMA