No. 35704

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| April 10, 2014 |  | Le 10 avril 2014 |
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| Coram: Abella, Rothstein and Moldaver JJ. |  | Coram : Les juges Abella, Rothstein et Moldaver |
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| BETWEEN:  Western Larch Limited and Donald A. MacIver  Applicants  - and -  Di Poce Management Limited, John Di Poce, Eastern Hemlock Limited, George Frankfort, Large Tooth Aspen Limited, Carmine Guglietti, Red Alder Limited, Executors of the Estate of Giovanni Guglietti, Fincourt Inc., Fincourt Partnership, Alpa Lumber Inc. and Alpa Partnership  Respondents |  | ENTRE :  Western Larch Limited et Donald A. MacIver  Demandeurs  - et -  Di Poce Management Limited, John Di Poce, Eastern Hemlock Limited, George Frankfort, Large Tooth Aspen Limited, Carmine Guglietti, Red Alder Limited, exécuteurs de la succession de Giovanni Guglietti, Fincourt Inc., Fincourt Partnership, Alpa Lumber Inc. et Alpa Partnership  Intimés |
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| JUDGMENT  The application for leave to appeal from the judgment of the Court of Appeal for Ontario, Number C56453, 2013 ONCA 722, dated November 29, 2013, is dismissed with costs. |  | JUGEMENT  La demande d’autorisation d’appel de l’arrêt de la Cour d’appel de l’Ontario, numéro C56453, 2013 ONCA 722, daté du 29 novembre 2013, est rejetée avec dépens. |

J.S.C.C.

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