No. 41246

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| October 10, 2024 |  | Le 10 octobre 2024 |
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| BETWEEN:  Loblaw Companies Limited, Shoppers Drug Mart Inc. and Sanis Health Inc.  Applicants  - and -  Royal & Sun Alliance Insurance Company of Canada, AIG Insurance Company of Canada, Aviva Insurance Company of Canada, Liberty Mutual Insurance Company, and Zurich Insurance Company Ltd.  Respondents  AND BETWEEN:  Chubb Insurance Company of Canada, QBE Syndicate 1886 at Lloyd’s of London and Certain Underwriters at Lloyd’s as represented by their coverholder Markel Canada Limited  Applicants  - and -  Loblaw Companies Limited, Shoppers Drug Mart Inc. and Sanis Health Inc.  Respondents |  | ENTRE :  Compagnies Loblaw Limitée, Shoppers Drug Mart Inc. et Sanis Health Inc.  Demanderesses  - et -  Royal & Sun Alliance du Canada, société d’assurances, Compagnie d’assurance AIG du Canada, Aviva, Compagnie d’Assurance du Canada, Compagnie d’Assurance Liberté Mutuelle et Liberté Santé, et Zurich Compagnie d'assurance SA  Intimées  ET ENTRE :  Chubb du Canada Compagnie d’Assurance, QBE Syndicate 1886 at Lloyd’s of London et Certain Underwriters at Lloyd’s as represented by their coverholder Markel Canada Limited  Demandeurs  - et -  Compagnies Loblaw Limitée, Shoppers Drug Mart Inc. et Sanis Health Inc.  Intimées |
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| JUDGMENT  The application for leave to appeal, filed by Loblaw Companies Limited, Shoppers Drug Mart Inc. and Sanis Health Inc., from the judgment of the Court of Appeal for Ontario, Numbers C70335, C70336, C70337, C70347, C70350, C70342, C70358, C70366 and C70378, 2024 ONCA 145, dated February 27, 2024, is dismissed with costs to Royal & Sun Alliance Insurance Company of Canada, AIG Insurance Company of Canada and Aviva Insurance Company of Canada. The application for leave to appeal, filed by Chubb Insurance Company of Canada, QBE Syndicate 1886 at Lloyd’s of London, and Certain Underwriters at Lloyd’s as represented by their coverholder, Markel Canada Limited, from the judgment of the Court of Appeal for Ontario, Numbers C70335, C70336, C70337, C70350, 2024 ONCA 145, dated February 27, 2024, is dismissed with costs. |  | JUGEMENT  La demande d’autorisation d’appel, déposée par les Compagnies Loblaw Limitée, Shoppers Drug Mart Inc. et Sanis Health Inc., de l’arrêt de la Cour d’appel de l’Ontario, numéros C70335, C70336, C70337, C70342, C70347, C70350, C70358, C70366 et C70378, 2024 ONCA 145, daté du 27 février 2024, est rejetée avec dépens en faveur de la Royal & Sun Alliance du Canada, société d’assurances, de la compagnie d’assurance AIG du Canada et d’Aviva, compagnie d’assurance du Canada. La demande d’autorisation d’appel, déposée par Chubb du Canada Compagnie d’Assurance, QBE Syndicate 1886 at Lloyd’s of London et Certain Underwriters at Lloyd’s as represented by their coverholder, Markel Canada Limited, de l’arrêt de la Cour d’appel de l’Ontario, numéros C70335, C70336, C70337, C70350, 2024 ONCA 145, daté du 27 février 2024, est rejetée avec dépens. |

C.J.C.

J.C.C.