

September 6, 2007

Le 6 septembre 2007

Coram: Bastarache, LeBel and Fish JJ.

Coram : Les juges Bastarache, LeBel et Fish

BETWEEN:

ENTRE :

CitiCapital Limited

CitiCapital Limited

Applicant

Demanderesse

- and -

- et -

Royal Bank of Canada, American Home Assurance Company, Chubb Insurance Company of Canada, Liberty Mutual Insurance Company of Canada as represented by Liberty International Canada, Gulf Insurance Company UK Ltd., and Lloyd's Syndicates 204 (R.A. Edwards), 1007 (SVB Villers), 435 (DP Mann) & 1212 (SVB Burnhope) respecting Policy No. MMF/1395

Banque Royale du Canada, American Home Assurance Company, Chubb Insurance Company of Canada, Liberty Mutual Insurance Company of Canada as represented by Liberty International Canada, Gulf Insurance Company UK Ltd., et Lloyd's Syndicates 204 (R.A. Edwards), 1007 (SVB Villers), 435 (DP Mann) & 1212 (SVB Burnhope) respecting Policy No. MMF/1395

Respondents

Intimées

JUDGMENT

JUGEMENT

The application for leave to appeal from the judgment of the Court of Appeal for Ontario, Numbers C44657 and C44659, dated December 21, 2006, is dismissed with costs to the respondent Royal Bank of Canada.

La demande d'autorisation d'appel de l'arrêt de la Cour d'appel de l'Ontario, numéros C44657 et C44659, daté du 21 décembre 2006, est rejetée avec dépens en faveur de l'intimée Banque Royale du Canada.

J.S.C.C.
J.C.S.C.

