



ONTARIO SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)

**COUNSEL/ENDORSEMENT SLIP**

**COURT FILE NO.:** CV-22-00688248-00CL

**DATE:** February 19, 2026

**NO. ON LIST:** 2

**TITLE OF PROCEEDING:** CITY OF TORONTO v. HARRY SHERMAN CROWE HOUSING CO-OPERATIVE INC.

**BEFORE:** The Honourable Justice Jessica Kimmel

**PARTICIPANT INFORMATION**

**For Plaintiff, Applicant, Moving Party:**

<b>Name of Person Appearing</b>	<b>Name of Party</b>	<b>Contact Info</b>
Mark Siboni	Counsel for Applicant- City of Toronto	msiboni@toronto.ca

**For Defendant, Respondent, Responding Party:**

<b>Name of Person Appearing</b>	<b>Name of Party</b>	<b>Contact Info</b>
Courtney Betty	Counsel for Respondent- Harry Sherman Crowe Housing Co-Operative Inc.	betty@bettyslaw.com

**For Other, Self-Represented:**

<b>Name of Person Appearing</b>	<b>Name of Party</b>	<b>Contact Info</b>
Philip Cho	Counsel for Receiver- TDB Restructuring Ltd.	pcho@weirfoulds.com
Arif Dhanani	Receiver	adhanani@tdbadvisory.ca

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**ENDORSEMENT OF JUSTICE J. KIMMEL:**

- [1] The court's December 16, 2025 endorsement at paragraph 11 directed that: "if a motion is required to deal with Mr. Betty's fees, a separate scheduling appointment may be booked for the court to schedule and timetable that motion". Mr. Betty has served a motion dated February 6, 2026 for approval of his fees in connection with his representation of certain members of the Board of Directors of the housing co-operative at the December 11, 2025 court hearing. Today's case conference was convened to schedule that motion.
- [2] At this time, the City of Toronto and the Receiver have not fully determined their position in response to this motion, but there were indications that they may be raising some objections to it.
- [3] Mr. Betty indicated that he would like a broader direction from the court regarding his continued representation of certain members of the Board of Directors of the housing co-operative as he is frustrated by the time and effort that it is taking for him to be paid. He anticipates that he will be amending his Notice of Motion and supporting material to seek this broader relief.
- [4] A two-hour in person hearing has been scheduled on April 14, 2026 commencing at 10:00 a.m. for Mr. Betty's motion on behalf of certain members of the Board of Directors of the housing co-operative. The following timetable of pre-hearing steps shall be adhered to by the parties in advance of that motion:
- (a) Mr. Betty shall serve his Amended Notice of Motion and supporting evidence (including any previously delivered affidavit) in a motion record to be delivered by March 2, 2026.
  - (b) Any responding motion records from the Receiver and/or the City of Toronto shall be delivered by March 16, 2026.
  - (c) Mr. Betty's reply motion record, if any, shall be delivered by March 23, 2026.
  - (d) The court is not encouraging examinations for this motion, but if any are requested they shall be completed by March 27, 2026.
  - (e) Mr. Betty's moving factum shall be delivered by April 1, 2026.
  - (f) Responding factums shall be delivered by April 8, 2026.
  - (g) Mr. Betty's reply factum, if any, shall be delivered by April 10, 2026
  - (h) All material for this motion must be filed and uploaded into the appropriate hearing bundle in Case Center by no later than 5:00 p.m. on April 10, 2026.
  - (i) The parties may agree to change the above deadlines for pre-hearing steps as long as any changes do not impact the final deadline for all material to have been served, filed and uploaded into the appropriate hearing bundle in Case Center by no later than 5:00 p.m. on April 10, 2026.

(j) All factums must be double spaced and must comply with the other requirements for factums prescribed by the *Rules of Civil Procedure* and the Commercial List Practice Direction.

[5] There is a previously scheduled case conference on March 6, 2026 that will proceed as scheduled, to address other matters specified at the time it was booked.

[6] This endorsement shall have the immediate effect of a court order without the necessity of a formal order.

Date: February 19, 2026

A rectangular box containing a handwritten signature in cursive script that reads "Kimmel J.".

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Jessica Kimmel