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Superintendent of  
Financial  
Services



Surintendant des  
services  
financiers

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**IN THE MATTER OF** the *Pension Benefits Act*, R.S.O. 1990, c. P.8, as amended (the “PBA”);

**AND IN THE MATTER OF** a Notice of Intended Decision of the Superintendent of Financial Services (“Superintendent”) to Refuse to Make an Order under section 87 of the PBA relating to the Rules and Regulations of the Labourers’ Pension Fund of Central and Eastern Canada, Registration Number 0573188.

**TO:**

**SM**

**Applicant**

**AND TO:**

Board of Trustees of the Labourers’ Pension Fund  
of Central and Eastern Canada  
PO Box 9002  
Lakeshore West PO  
Oakville ON L8K 0G1

Attention:  
Mr. David D’Agostini  
Administrator

**Plan Administrator**

## RESCINDING ORDER

**ON OR ABOUT** March 18, 2019, the Superintendent issued a Notice of Intended Decision to Refuse to Make an Order in respect of the Rules and Regulations of the Labourers’ Pension Fund of Central and Eastern Canada, Registration Number 0573188 (the “Plan”), pursuant to section 87 of the PBA.

**ON** May 13, 2019, the Superintendent issued a final decision to Refuse to Order the Administrator of the Plan to refund the application fee for a statement of imputed value for family purposes plus HST to SM.

**THE APPLICANT CLAIMS THAT HE DID NOT RECEIVE A COPY OF THE NOTICE OF INTENDED DECISION TO REFUSE TO MAKE AN ORDER** and was not provided with an opportunity to deliver a request for hearing to the Financial Services Tribunal within the time prescribed by section 89(6) of the PBA.

**THE SUPERINTENDENT OF FINANCIAL SERVICES HEREBY WITHDRAWS AND RESCINDS THE ORDER DATED MAY 13, 2019**, as the conditions in sections 89(2) and 112(1) of the PBA were not met.

**DATED** at Toronto, Ontario, this 4<sup>th</sup> day of June, 2019.

*Original signed by*

Lester J. Wong  
Deputy Superintendent, Pensions  
By delegated authority from the  
Superintendent of Financial Services

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