

FSRAFinancial Services Regulatory
Authority of Ontario

Ontario

ARSFAutorité ontarienne de réglementation
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January 31, 2023

Attn: Karen Pinkham
Karen.Pinkham@thecrosbygroup.com
Director of Accounting, North America
The Crosby Group
2600 N. Central Expressway
Richardson TX 75080 USA

and

Attn: Jennifer Agnew
Jennifer.Agnew@bmkplaw.com
BMKP Law
Richmond-Adelaide Centre, ox 17
100 Adelaide Street West, Suite 1005
Toronto, ON M5H 3P5 CANADA**Re: FKI Industries Canada Limited Group Pension Plan
Registration Number 0561084**

Enclosed, please find the Consent order with respect to the above noted pension plan.

Yours truly,

A handwritten signature in black ink, appearing to read 'Mitzi D'Souza'.

Mitzi D'Souza
Administrative Assistant, Pensions

Enclosure

C: Ben Jagnarine, Financial Services Regulatory Authority of Ontario

IN THE MATTER OF the *Pension Benefits Act*, R.S.O. 1990, c. P.8, as amended (the “Act”), in particular subsections 78(1) and 89;

AND IN THE MATTER OF FKI Industries Canada Limited Group Pension Plan, Registration Number 0561084 (the “Plan”).

CONSENT TO PAYMENT OUT OF PENSION FUND

On December 7, 2022, the Senior Manager, Special Transactions and Advisory Services (the “Senior Manager”), by delegated authority from the Chief Executive Officer of the Financial Services Regulatory Authority of Ontario (the “Chief Executive Officer”), issued a Notice of Intended Decision to consent to the payment of surplus in respect of the Plan, under subsection 78(1) of the Act, to Crosby Canada Inc., in the amount of \$388,725 as at March 31, 2022, plus investment earnings thereon to the date of payment and less expenses.

The Notice of Intended Decision was delivered to The Crosby Group and BMKP Law on December 7, 2022. Subsection 89(6) of the Act provides that any person on whom a Notice of Intended Decision is served has thirty (30) days after the Notice of Intended Decision is served to request a hearing by the Financial Services Tribunal (the “Tribunal”).

On January 24, 2023, the Assistant Registrar of the Tribunal confirmed that persons on whom the Notice of Intended Decision was served did not request a hearing by the Tribunal in accordance with section 89(6) of the Act. Therefore, pursuant to section 89(7) of the Act, and by delegated authority from the Chief Executive Officer, the Senior Manager makes the following decision.

CONSENT

The Senior Manager, by delegated authority from the Chief Executive Officer, hereby consents to the payment of \$388,725 as at March 31, 2022, plus investment earnings thereon to the date of payment and less expenses, from the pension fund of the Plan to Crosby Canada Inc., for the reasons set out in the Notice of Intended Decision.

DATED at Toronto, Ontario, January 31, 2023.



Tim Thomson
Senior Manager, Special Transactions and Advisory Services

By delegated authority from the Chief Executive Officer

Si vous désirez recevoir cet avis en français, veuillez nous envoyer votre demande par courriel immédiatement à : contactcentre@fsrao.ca.