

# COURT OF APPEAL FOR ONTARIO

CITATION: Fockler v. Speigel, 2023 ONCA 284

DATE: 20230425

DOCKET: C70560

Zarnett, Thorburn and Copeland JJ.A.

BETWEEN

Rhys Fockler and Lyn Cartwright

Plaintiffs (Appellants)

and

Jonathan Speigel, Lawyers' Professional Indemnity Company (LawPRO), and  
Garen Kassabian

Defendants (Respondents)

Rhys Fockler and Lyn Cartwright, acting in person

Kelli Preston, for the respondents Jonathan Speigel and Lawyers' Professional  
Indemnity Company

Bronwyn Martin, for the respondent Garen Kassabian

Heard: in writing

On appeal from the order of Justice Alexander Sosna of the Superior Court of Justice, dated May 18, 2021, and the order of Justice Jill C. Cameron of the Superior Court of Justice, dated February 7, 2022, with reasons at 2022 ONSC 864.

## COSTS ENDORSEMENT

[1] On March 6, 2023, we dismissed the appellants' appeal and their motion to introduce fresh evidence, and invited submissions on costs: *Fockler v. Speigel*,

2023 ONCA 148, at paras. 29-30. We have now received and reviewed those submissions.

[2] We award costs of the motion for fresh evidence and the appeal payable by the appellants to the respondent Kassabian in the sum of \$7,500 and to the respondents Speigel and LawPRO in the sum of \$7,500. Both amounts are inclusive of disbursements and applicable taxes.

“B. Zarnett J.A.”  
“Thorburn J.A.”  
“J. Copeland J.A.”