

COURT OF APPEAL FOR ONTARIO

CITATION: Hayer v. Bertasiene, 2023 ONCA 375

DATE: 20230523

DOCKET: COA-22-CV-0038

Doherty, Zarnett and Sossin JJ.A.

BETWEEN

Jagmohan Hayer and Balvinder Hayer

Plaintiffs (Respondents)

and

Lina Bertasiene

Defendant (Appellant)

AND BETWEEN

Lina Bertasiene

Plaintiff by Counterclaim (Appellant)

and

Jagmohan Hayer, Balvinder Hayer, Laman Meshadiyeva, Laman Meshadiyeva
Professional Corporation, Oksana Ilioukevitch, Vadym Kvyetko and
Svitlana Kvyetko

Defendants by Counterclaim (Respondents)

AND BETWEEN

Oksana Ilioukevitch and Vladimir Ilioukevitch

Plaintiffs (Respondents)

and

Lina Bertasiene and Singaras Bertasius

Defendants (Appellants)

AND BETWEEN

Vadym Kvyetko and Svitlana Kvyetko

Plaintiffs (Respondents)

and

Lina Bertasiene and Singaras Bertasius

Defendants (Appellants)

Terry Corsianos, for the appellants

Harinder Dhaliwal, for the respondents Jagmohan Hayer and Balvinder Hayer

Evelyn Perez Youssoufian, for the respondents Oksana Ilioukevitch and
Vladimir Ilioukevitch

Alfred Schorr, for the respondents Vadym Kvyetko and Svitlana Kvyetko

Heard: April 20, 2023

On appeal from the judgments of Justice Catriona Verner of the Superior Court of
Justice, dated July 28, 2022.

COSTS ENDORSEMENT

[1] By reasons dated May 2, 2023, we dismissed the appeal from the judgment in favour of the Hayers and fixed costs in favour of the Hayers. We also dismissed the appeals from the judgments in favour of the Kvyetkos and the Ilioukevitchs, dismissed a motion to introduce fresh evidence relating to the appeal from the

Ilioukevitchs' judgment, and invited submissions on costs relating to those matters:

Hayer v. Bertasiene, 2023 ONCA 302.

[2] The parties have advised that they have reached agreement on the costs that were left to be determined. In accordance with that agreement, we order as follows:

(a) the appellant Ms Bertasiene shall pay costs fixed in the amount of \$7,500 (all inclusive) to the Kvyetko respondents; and

(b) the appellants Ms Bertasiene and Mr. Bertasius shall pay costs to the Ilioukevitch respondents fixed in the amount of \$14,700 (all inclusive) for the appeal and a further \$5,000 (all inclusive) for the fresh evidence motion.

"Doherty J.A."
"B. Zarnett J.A."
"L. Sossin J.A."