

COURT OF APPEAL FOR ONTARIO

CITATION: Ghasempoor v. ICapital Financial Services Corp., 2023 ONCA 607

DATE: 20230915

DOCKET: M53663 (C68974)

Pardu, Roberts and Miller JJ.A.

BETWEEN

Alireza Ghasempoor

Plaintiff/Defendant by Counterclaim
(Moving Party/Appellant)

and

ICapital Financial Services Corp.

Defendant/Plaintiff by Counterclaim
(Responding Party/Respondent)

and

Atciti Corp.

Third Party
(Moving Party/Appellant)

Alireza Ghasempoor, acting in person and for Atciti Corp.

Peter Smiley, for the responding party, iCapital Financial Services Corp.

Heard: in writing

REASONS FOR DECISION

[1] The moving parties ask this panel to reconsider its decision of January 26, 2022, dismissing their appeal. They ask that we reconsider new evidence. None of the new evidence undermines the basis for the dismissal of their appeal.

[2] It is only in very exceptional cases that a panel of this court will revisit a decision already made: *First Elgin Mills Developments Inc. v. Romandale Farms Limited*, 2015 ONCA 54, 381 D.L.R. (4th) 114, at paras. 7 to 10. This is not one of those exceptional cases.

[3] The motion for reconsideration is therefore dismissed with costs to the responding party fixed at \$500.00.

“G. Pardu J.A.”
“L.B. Roberts J.A.”
“B.W. Miller J.A.”