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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 Proposal of the Superintendent of  
Financial Services to make an Order under section 69 of the *PBA*,  
respecting the **Pension Plan for Union Hourly-Paid (Mill) and  
Union Salaried Employees of Marathon Pulp Inc.**, Registration  
Number **0340521**

**TO:** David Kearney  
Principal  
Mercer (Canada) Limited  
161 Bay Street  
P.O. Box 501  
Toronto, ON M5J 2S9

Administrator

**AND TO:** Susan Nakanishi  
Plant Manager  
Marathon Pulp Inc.  
1 Mill Road  
P.O. Bag MP  
Marathon, ON P0T 2E0

Employer

**AND TO:** Rick Pettit  
Senior Vice President  
PricewaterhouseCoopers Inc.  
77 King Street West  
Suite 3000, Box 82  
Royal Trust Tower, TD Centre  
Toronto, ON M5K 1G8

Receiver and Trustee in Bankruptcy

**AND TO:** Eugene Reid  
President, Local 548  
United Steelworkers Union, Local 548  
P.O. Box 250  
Marathon, ON P0T 2E0

Union

**AND TO:** Don Talarico  
Staff Representative  
Canadian Office & Professional Employees Union  
929 Fort William Road, Rm. 9  
Thunder Bay, ON P0T 2E0

Union

### **ORDER**

No request requiring a hearing was delivered to the Financial Services Tribunal within the time prescribed by subsection 89(6) of the *PBA* respecting a Notice of Proposal to make an Order to wind up the **Pension Plan for Union Hourly-Paid (Mill) and Union Salaried Employees of Marathon Pulp Inc.** (the “Plan”).

**IT IS THEREFORE ORDERED** that the Plan be wound up in full effective effective **March 16, 2009, and include all members terminated from February 25, 2009 to March 16, 2009,** for following reasons:

**There was a cessation or suspension of employer contributions to the pension fund.**

**The employer failed to make contributions to the pension fund as required by the *PBA*.**

**The employer is bankrupt within the meaning of the Bankruptcy and Insolvency Act (Canada).**

**A significant number of members of the pension plan ceased to be employed by the employer as a result of the discontinuance of all or part of the business of the employer or as a result of the reorganization of the business of the employer.**

**All or a significant portion of the business carried on by the employer at a specific location was discontinued.**

DATED at Toronto, Ontario, this 3rd day of December, 2009

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Brian Mills  
Director, Pension Plans Branch  
by Delegated Authority from  
the Superintendent of Financial Services