

Superintendent of  
Financial  
Services



Surintendant des  
services  
financiers

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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 Notice of Intended Decision of the  
Superintendent of Financial Services to make an Order under  
section 69 of the *PBA*, respecting the **Guelph Products Hourly  
Pension Plan** Registration Number **1012772**

**TO:** Genny Mason  
Associate Consultant  
Morneau Shepell  
895 Don Millis Road, Suite 700  
One Morneau Sobeco Centre  
Toronto ON M3C 1W3

Administrator

**AND TO:** Terri Gander-Rowe  
Vice-President  
Collins & Aikman Canada Inc.  
500 Laird Road  
Guelph ON N1G 3X7

Employer

**AND TO:** Stella Millis  
Vice-President  
Zeifman Partners Inc.  
201 Bridgeland Ave.  
Toronto ON M6A 1Y7

Trustee in Bankruptcy

**AND TO:** Jeff Wareham  
CAW Canada, Local 1917  
205 Place Court  
North York ON M2H 3H9

Union

### **NOTICE OF INTENDED DECISION**

**I INTEND TO MAKE AN ORDER** under section 69 of the *PBA* that the **Guelph Products Hourly Pension Plan**, Registration **1012772** (the “Plan”) be wound up effective **January 29, 2010**, and include the class of Plan members whose employment or Plan membership ended during the period from February 29, 2008 to January 29, 2010.

#### **I INTEND TO MAKE THE ORDER FOR THE 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.**

**Such further and other reasons as may come to my attention.**

**YOU ARE ENTITLED TO A HEARING** by the Financial Services Tribunal (the “Tribunal”) pursuant to section 89(6) of the *PBA*. **To request a hearing, you must deliver to the Tribunal a written notice that you require a hearing, within thirty (30) days after this Notice of Intended Decision is served on you.**<sup>1</sup>

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<sup>1</sup>

NOTE - Pursuant to section 112 of the *PBA* any Notice, Order or other document is sufficiently given, served

**YOUR WRITTEN NOTICE** must be delivered to:

Financial Services Tribunal  
5160 Yonge Street  
14th Floor  
Toronto, Ontario  
M2N 6L9

Attention: The Registrar

**FOR FURTHER INFORMATION** on a Form for the written notice, please see the Tribunal website at [www.fstontario.ca](http://www.fstontario.ca) **or** contact the Registrar of the Tribunal by phone at 416-590-7294, toll free at 1-800-668-0128, ext. 7294, or by fax at 416-226-7750.

**IF YOU FAIL TO REQUEST A HEARING WITHIN THIRTY (30) DAYS, I MAY CARRY OUT THE INTENDED DECISION AS DESCRIBED IN THIS NOTICE.**

**DATED** at Toronto, Ontario, this 31<sup>st</sup> day of March, 2011.

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Brian Mills  
Acting Deputy Superintendent,  
Pensions

