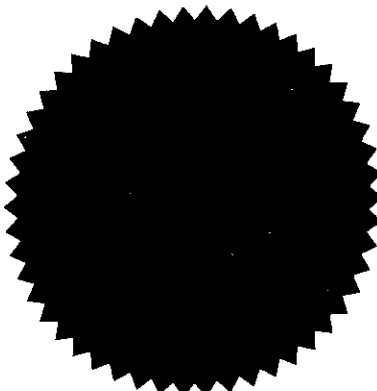




2013-2761(IT)G



Appellant,

and

HER MAJESTY THE QUEEN,

Respondent.

Counsel for the Appellant: Yan David Payne

Counsel for the Respondent: Laurent Bartleman

JUDGMENT

Upon reading the Consent to Judgment filed on July 5, 2016:

The appeal from the assessment made under the *Income Tax Act*, notice of which is dated August 23, 2011, and bears number 1481978 is allowed, without costs, and the assessment is referred back to the Minister of National Revenue for reconsideration and reassessment in accordance with the terms of the Consent to Judgment attached.

Signed at Ottawa, Canada, this 12th day of August 2016.

“Guy Smith”

Smith J.

I HEREBY CERTIFY that the above document is a true copy of the original filed of record in the registry of the Tax Court of Canada.  
Je CERTIFIE que le document ci-dessus est une copie conforme à l'original déposé au greffe de la Cour canadienne de l'impôt.

Dated /  
Fait le August 17, 2016

N. Andeel

For the Registrar / Pour le Greffier  
Natasha Andeel

Appeals Processing Clerk/Commis, Traitement des appels

DL  
RO

Court File No. 2013-2761(IT)G

TAX COURT OF CANADA

BETWEEN:

TAX COURT OF CANADA		DEPOSE
COUR CANADIENNE DE L'IMPÔT		
F	JUL 05 2016	Appellant
I	JUL	
E		
D		
DRAGA-SLADJA KOSORIC		
REGISTRY OFFICER - FACILITATEUR		
TORONTO, ON		

[REDACTED]

and

HER MAJESTY THE QUEEN

Respondent

CONSENT TO JUDGMENT

The Appellant and the Respondent consent to judgment allowing the appeal with respect Notice of Assessment numbered 1481978 dated August 23, 2011, without costs, and referring the matter back to the Minister of National Revenue for reconsideration and reassessment on the basis that the Appellant is not liable as a director of 2085128 Ontario Inc., pursuant to section 227.1 of the *Income Tax Act*, RSC c1 (5<sup>th</sup> Supp), for amounts that 2085128 Ontario Inc. failed to remit after the periods ending December 1, 2008.

DATED at Toronto, Ontario, this 4<sup>th</sup> day of July, 2016.

\_\_\_\_\_  
 Yan David Payne  
 Payne Law Professional Corporation  
 Barristers and Solicitors.  
 OFL Building  
 15 Gervais Drive, Suite 605A  
 Toronto, Ontario

YP  
Initial for App.

VR  
Initial for Resp.

- 2 -

M3C 1Y8

Tel: (416) 447-4529

Fax: (416) 447-7529

Counsel for the Appellant

DATED at Toronto, Ontario, this 4<sup>th</sup> day of July, 2016

William F. Pentney  
Deputy Attorney General of Canada  
Solicitor for the Respondent

Per: Laurent Bartleman  
Department of Justice  
Ontario Regional Office  
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Counsel for the Respondent

W  
Initial for App.

WB  
Initial for Resp.

Court File No. 2013-2761(IT)G

**TAX COURT OF CANADA**

BETWEEN:

[REDACTED]

Appellant

and

**HER MAJESTY THE QUEEN**

Respondent

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**CONSENT TO JUDGMENT**

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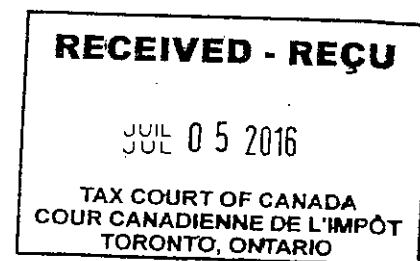
William F. Pentney  
Deputy Attorney General of Canada  
Per: Laurent Bartleman  
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Counsel for the Respondent

*WP*  
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*LB*  
Initial for Resp.

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appealNumber = 2013-2761(IT)G  
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Tax Court of Canada



Cour canadienne de l'impôt

August 17, 2016

Yan David Payne  
Payne Law Professional Corporation  
15 Gervais Drive  
Suite 605A  
Toronto, Ontario M3C 1Y8

Dear Sir/Madam:

RE: ██████████  
v. Her Majesty the Queen  
2013-2761(IT)G

We enclose herewith a certified true copy of the Judgment rendered in accordance with the Consent filed by the parties in the above-noted matter.

Yours truly,

*N. Andell*

For the Registrar

Encl.

ADDRESS ALL COMMUNICATIONS  
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