



**LEGAL SERVICES**

**Wendy Walberg, LL.B., LL.M., C.S.\***

City Solicitor

26th Floor, Metro Hall, Stn. 1260

55 John Street

Toronto, ON M5V 3C6

Tel 416 - 392 - 8047

Fax 416 - 397 - 5624

*\* Certified by the Law Society as a Specialist in  
Municipal Law*

Reply to: **Christopher J. Henderson, M.P.A., LL.B.**

Senior Lawyer, Litigation Section

Tel: 416 - 397 - 7106

Email: [Christopher.Henderson@toronto.ca](mailto:Christopher.Henderson@toronto.ca)

Reply to: **Joanna B. Wice, B.Sc., LL.B.**

Senior Lawyer, Land Use Planning Section

Tel: 416 - 397 - 5737

Email: [Joanna.Wice@toronto.ca](mailto:Joanna.Wice@toronto.ca)

Reply to: **Daniel Elmadany, B.A., J.D.**

Lawyer, Land Use Planning Section

Tel: 416 - 397 - 5709

Email: [Daniel.Elmadany@toronto.ca](mailto:Daniel.Elmadany@toronto.ca)

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April 28, 2020

Mss. Kim Kovar & Maggie Bassani  
Aird & Berlis LLP  
Brookfield Place  
1800 - 181 Bay Street  
Toronto, ON M5J 2T9

VIA EMAIL: [kkovar@airdberlis.com](mailto:kkovar@airdberlis.com) &  
[mbassani@airdberlis.com](mailto:mbassani@airdberlis.com)

Your client: 445 Adelaide Street West Inc. et al.

Messrs. David Tang & Neal Altman  
Miller Thomson  
Scotia Plaza  
5800 - 40 King Street West  
Toronto, ON M5H 4A9

VIA EMAIL: [dtang@millerthomson.com](mailto:dtang@millerthomson.com) &  
[naltman@millerthomson.com](mailto:naltman@millerthomson.com)

Your client: Alfred Apps

Ms. Amber Stewart  
200 - 1570 Kipling Avenue  
Toronto, ON M9R 2Y2

VIA EMAIL: [amber@amberstewartlaw.com](mailto:amber@amberstewartlaw.com)

Your client: Joseph and Salwa Musa

Mr. Dieter Riedel  
10 Morrison Street  
Toronto, ON M5V 2T8

VIA EMAIL [aleph@sympatico.ca](mailto:aleph@sympatico.ca)

Representative: TSCC 1984

Dear Sir / Madam:

Re: **Toronto (City) v. 445 Adelaide Street West Inc. et al.**  
**Court File No: TBD**  
**LPAT File No: PL 171452**

We write to advise that the City intends to seek leave to appeal to the Divisional Court regarding the manner in which the above-mentioned LPAT decision dealt with heritage preservation issues.

In accordance with ss. 1 and 2 of *O. Reg. 73/20 - Limitation Periods* under the *Emergency*

*Management and Civil Protection Act*, the fifteen day timeline in Rule 61.03(1)(b) of the *Rules of Civil Procedure* is suspended. The City's normal ability to review and respond to this matter has been delayed due to the COVID-19 state of emergency. Accordingly, the City is not required to deliver a Notice of Motion at this time. However, we are sending you this letter within the normal, fifteen day timeline as a courtesy so that you are aware of the pending matter.

We intend to deliver a Notice of Motion at a later date. In the interim, should you wish to discuss the matter, please feel free to contact me.

Sincerely,

A handwritten signature in dark ink, consisting of several overlapping, horizontal strokes that form the name Christopher J. Henderson.

Christopher J. Henderson  
Lawyer  
/cjh

c: Stan Floras, Counsel, LPAT