



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CV-24-00715321-00CL
CV-23-00710004-0000

Date: November 13, 2025

NO. ON LIST: 2

TITLE OF PROCEEDING: CONSTANTINE ENTERPRISES INC. v. MIZRAHI (128 HAZELTON)
INC. et al
BEFORE: JUSTICE CAVANAGH

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info
Zach Flemming-Giannotti Alan Merskey	Counsel for Applicant - Constantine Enterprises Inc.	zflemming@cassels.com amerskey@cassels.com

For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Lauren Archibald	Counsel for Receiver	lauren.archibald@nortonrosefulbright.com

ENDORSEMENT OF JUSTICE CAVANAGH:

[1] The applicant, Constantine Enterprises Inc., brings this motion for an Order for the trial of a lien action bearing court file no. CV-23-00710004-0000 and dispensing with the requirements of Rule 48.01 and Rule 48.02 of the *Rules of Civil Procedure*, solely for the purpose of complying with section 37(1) of the Construction Act.

[2] This motion is on consent.

[3] I am satisfied that the requested order should be made. The Order is made in the lien action.

[4] Order to issue in form of Order signed by me today.
