

COURT OF APPEAL FOR ONTARIO

THE HONOURABLE JUSTICE JURIANSZ)
THE HONOURABLE JUSTICE HOURIGAN)
THE HONOURABLE JUSTICE BENOTTO) WEDNESDAY, THE 14TH
) DAY OF MAY, 2014

B E T W E E N:

THE LAW SOCIETY OF UPPER CANADA

Applicant/
Respondent on Appeal

- and -

ENZO VINCENT CHIARELLI

Respondent/
Appellant on Appeal



ORDER

THIS APPEAL by Enzo Vincent Chiarelli (Respondent/Appellant on Appeal) made from the Order of the Honourable Mr. Justice Robert F. Goldstein dated March 19, 2013, was heard on December 10, 2013 at Osgoode Hall, 130 Queen Street West, Toronto, Ontario.

ON READING the Notice of Appeal, Appeal Book and Compendium, Exhibit Book, Factum and Book of Authorities of the Appellant, and Factum and Book of Authorities of the Respondent, and on hearing the submissions of the lawyers for the parties; and judgment having been reserved, and released on this day:

1. **THIS COURT ORDERS** that the appeal shall be and is hereby dismissed.

2. THIS COURT ORDERS that the terms of Mr. Justice Goldstein's order are amended so as to limit the prohibition contained therein to an order prohibiting the Appellant Enzo Vincent Chiarelli from appearing before the Landlord and Tenant Board unless he is an owner of a property subject to a proceeding before the Landlord and Tenant Board.

3. THIS COURT ORDERS that the costs of the appeal are hereby payable by the Appellant Enzo Vincent Chiarelli to the Respondent Law Society of Upper Canada in the amount of \$6,000.00, inclusive of disbursements and all applicable taxes.

4. THIS ORDER BEARS INTEREST at the rate of 3 percent per year commencing on May 14, 2014.

ENTERED AT / INSCRIPT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

JA JUL 11 2014

PER / PAR:

G. Grant

G. Grant

Registrar, Court of Appeal for Ontario

THE LAW SOCIETY OF UPPER CANADA Applicant/Respondent on Appeal and ENZO VINCENT CHIARELLI Respondent/Appellant on Appeal

Court File No: C56952

COURT OF APPEAL FOR ONTARIO
Proceeding commenced at TORONTO

ORDER

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Lawyers for the Applicant/Respondent on
Appeal,
The Law Society of Upper Canada

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE) TUESDAY THE 19TH
JUSTICE GOLDSTEIN) DAY OF MARCH, 2013

B E T W E E N:

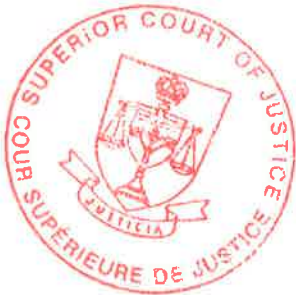
THE LAW SOCIETY OF UPPER CANADA

Applicant

- and -

ENZO VINCENT CHIARELLI

Respondent



ORDER

THIS APPLICATION, by the Applicant for a permanent injunction against the Respondent was heard on January 15, 2013 at 393 University Avenue, Toronto, Ontario, M5G 1R7.

ON READING the Application Record and Supplementary Application Record and upon hearing the submissions of counsel for The Law Society of Upper Canada and Enzo Vincent Chiarelli,

1. THIS COURT ORDERS that Enzo Vincent Chiarelli ("Chiarelli") is permanently enjoined from engaging in the practice of law or in the provision of legal services in Ontario in contravention of section 26.1 of the *Law Society Act*, R.S.O. 1990 c.L.8 as amended (the "*Act*").
2. THIS COURT ORDERS that the Respondent Chiarelli is permanently enjoined from advertising or holding himself out as a person who may practise law or provide legal services in Ontario, contrary to section 26.1 of the *Act*.
3. For greater certainty, the mandatory injunction is not intended to impair the Respondent Chiarelli's ability to make a living as a property manager and there is nothing to stop him from retaining the services of a licensed legal professional where lawful and appropriate.

4. THIS COURT ORDERS that there shall be no costs.



ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

JUN 19 2013

PER / PAR:



THE LAW SOCIETY OF UPPER CANADA
Applicant

ENZO VINCENT CHIARELLI
and
Respondent

Court File No: CV-12-463514

**ONTARIO
SUPERIOR COURT OF JUSTICE**

Proceeding commenced at TORONTO

ORDER

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