



**Ontario Land Tribunal**

655 Bay Street, Suite 1500, Toronto, ON M5G 1E5  
Tel: 416-212-6349 | 1-866-448-2248  
Web Site: olt.gov.on.ca

**Summons to  
Witness**

<b>OLT CASE NUMBER:</b>	OLT-21-001728
-------------------------	---------------

Witness Being Summoned			
Last Name:		First Name:	
<b>Herlovitch</b>		<b>Alex</b>	
Company Name or Association Name (Association must be incorporated – include copy of letter of incorporation):			
<b>Town of Fort Erie</b>			
Mailing Address			
Unit Number:	Street Number:	Street Name:	P.O. Box:
	<b>1</b>	<b>Municipal Centre Drive</b>	
City/Town:	Province:	Country:	Postal Code:
<b>Fort Erie</b>	<b>ON</b>	<b>Canada</b>	<b>L2A 2S6</b>

Instructions
<b>YOU MUST:</b>
1. Come to <b>Virtual Hearing</b>
On (Date (day, month, year)): <b>March 30<sup>th</sup> 2023</b> , at <b>10:00</b> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM
2. Give evidence in the matter before the Ontario Land Tribunal;
3. Bring with you the documents and things listed below; and
4. Remain until your attendance is no longer required.

Fees
You are entitled to be paid the same fees or allowances for attending at or otherwise participating in the hearing are paid to a person summoned to attend before the Superior Court of Justice
Attendance fee for [ ] day(s) of attendance is calculated in accordance with the Part II – Disbursements from Tariff A of the Rules of Civil Procedure as follows:
Appearance allowance of \$ [ ] daily \$ [ ]
Travel allowance of \$ [ ] each way \$ [ ]
Overnight hotel and meal allowance \$ [ ]
Total \$ [ ]
If further attendance is required, you will be entitled to additional attendance fee.

Required Documents
In preparation for our meeting on 29 September 2022, I sent Mr. Herlovitch the documents on which I intend to question him. He may, of course, bring along additional documents. My goal is that the Tribunal have all relevant information about this matter, so that it may render a sound decision.

IF YOU FAIL TO ATTEND OR TO REMAIN IN ATTENDANCE AS THIS SUMMONS REQUIRES, THE SUPERIOR COURT OF JUSTICE MAY ORDER THAT A WARRANT FOR YOUR ARREST BE ISSUED, OR THAT YOU BE PUNISHED IN THE SAME WAY AS FOR CONTEMPT OF THAT COURT.

Date of Issue: January 31<sup>st</sup> 2023

*“Euken Lui”*

Euken Lui, Acting Registrar  
Ontario Land Tribunal

This summons was issued at the request of, and inquires may be directed to:

Last Name:		First Name:	
<b>Westhues</b>		<b>Kenneth</b>	
Email Address:			
<a href="mailto:kwesthues@uwaterloo.ca">kwesthues@uwaterloo.ca</a>			
Daytime Telephone Number:		Alternative Telephone Number:	
<b>905-353-9602</b>	ext.	<b>904-792-4940</b>	
<b>Mailing Address</b>			
Unit Number:	Street Number:	Street Name:	P.O. Box:
	<b>5419</b>	<b>River Road</b>	
City/Town:	Province:	Country:	Postal Code:
<b>Niagara Falls</b>	<b>ON</b>	<b>Canada</b>	<b>L2E 3H1</b>

For more information please review Rule 13 of the Ontario Land Tribunal's [Rules of Practice and Procedure](#) regarding summons.

### Rule 13

g) **Serving the Summons** Except in the event that it is impossible or impractical to do so, a summons must be served on the witness by personal service, no later than 5 days before the time for attendance. At the same time, the same attendance money to be paid as for attendance before the Superior Court of Justice shall be paid or offered to the witness.