

IN THE MATTER OF the *Pension Benefits Act*, R.S.O. 1990, c. P.8, as amended (the "Act"), in particular sections 63, 65, 67, and 89;

AND IN THE MATTER OF the Healthcare of Ontario Pension Plan, Registration Number 0346007 (the "Plan").

REFUSAL TO ORDER

On October 18, 2019, pursuant to section 89(2) of the Act, and by delegated authority from the Chief Executive Officer of the Financial Services Regulatory Authority of Ontario (the "Chief Executive Officer"), the Head, Pension Plan Operations and Regulatory Effectiveness (the "Head") issued a Notice of Intended Decision to refuse to make an order under section 87(1) of the Act respecting the Plan in relation to M.C.

The Notice of Intended Decision was delivered to M.C. and to the Plan on October 18, 2019. Section 89(6) of the Act provides that any person on whom the Notice of Intended Decision is served has thirty (30) days after service of the Notice of Intended Decision to request a hearing by the Financial Services Tribunal (the "Tribunal").

On December 3, 2019, the Registrar of the Tribunal confirmed that the persons on whom the Notice of Intended Decision was served did not request a hearing by the Tribunal in accordance with section 89(6) of the Act. Therefore, pursuant to section 89(7) of the Act, the Head makes the following decision.

An order requesting the Plan administrator pay out a portion of M.C.'s accrued benefit from the Plan is hereby refused for the reasons set out in the Notice of Intended Decision.

DATED at Toronto, Ontario, *January 23*, 2020.



Joseph Shiner
Head, Pension Plan Operations and Regulatory Effectiveness

By delegated authority from the Chief Executive Officer

Si vous désirez recevoir cet avis en français, veuillez nous envoyer votre demande par courriel immédiatement à : contactcentre@fsrao.ca.