

Disclaimer

This is a reproduction of a NOID as issued and is provided for reference purposes only. In the event of an inconsistency, the NOID as issued takes precedence over this reproduction.

Superintendent of
Financial
Services



Surintendant des
services
financiers

IN THE MATTER OF the *Pension Benefits Act*, R.S.O. 1990, c. P.8, (the “*PBA*”);

AND IN THE MATTER a Notice of Intended Decision of the Superintendent of Financial Services to consent, under section 78(1) of the *PBA*, to a payment out of the pension fund for the Pension Plan for the Salaried Employees of Manson Insulation Inc., Registration Number 0933499.

TO:

Mercer (Canada) Limited
1981 McGill College Avenue
Suite 800
Montréal QC H3A 3T5

Attention: Frédéric Lapostolle

Applicant and Employer

AND TO:

Keith F. Eaman
Chairman of 3205410 Canada Inc.
3205410 Canada Inc.
633, Notre-Dame Avenue
Saint-Lambert, Québec
J4P 2K8

NOTICE OF INTENDED DECISION

I INTEND TO CONSENT, under section 78(1) of the *PBA*, to the payment out of the pension fund for the Pension Plan for the Salaried Employees of Manson Insulation Inc., Registration Number 0933499 (the “*Plan*”), to 3205410 Canada Inc., in the amount of approximately \$392,000 as at March 31, 2013 plus adjustments to the actual date of payment.

I INTEND TO CONSENT FOR THE FOLLOWING REASONS:

1. 3205410 Canada Inc. is the employer and administrator as defined in the Plan (the “Employer”).

2. As indicated in the report provided with the Employer's application for payment of surplus as at March 31, 2013, the surplus in the Plan was estimated at \$392,000 as at March 31, 2013.
3. The Employer is entitled under the documents that create and support the Plan and its pension fund to the payment of surplus while the Plan continues in existence.
4. The Employer has applied, pursuant to section 78 of the *PBA*, for consent of the Superintendent of Financial Services to the payment of 100% of the surplus to be distributed to the ongoing portion of the Plan (after taking into account all terminations and other related costs and expenses, including those related to the implementation of the surplus distributions requested in the Application.)
5. The application appears to comply with sections 78, 79(1) and all other applicable requirements under the *PBA* and Regulation 909, R.R.O 1990, as amended.
6. Such further and other reasons as come to my attention.

YOU ARE ENTITLED TO A HEARING by the Financial Services Tribunal (the "Tribunal") pursuant to section 89(6) of the *PBA*. **To request a hearing, you must deliver to the Tribunal a written notice that you require a hearing, within thirty (30) days after this Notice of Intended Decision is served on you.**¹

YOUR WRITTEN NOTICE must be delivered to:

Financial Services Tribunal
5160 Yonge Street
14th Floor
Toronto, Ontario
M2N 6L9

Attention: The Registrar

FOR FURTHER INFORMATION on a Form for the written notice, please see the Tribunal website at www.fstontario.ca or contact the Registrar of the Tribunal by phone at 416-590-7294, toll free at 1-800-668-0128, ext. 7294, or by fax at 416-226-7750.

IF YOU FAIL TO REQUEST A HEARING WITHIN THIRTY (30) DAYS, I MAY CARRY OUT THE INTENDED DECISION AS DESCRIBED IN THIS NOTICE.

DATED at Toronto, Ontario, this **10th** day of **February, 2015**.

Original Signed By

Lester J. Wong
Deputy Superintendent, Pensions (Interim)

¹NOTE - Pursuant to section 112 of the *PBA* any Notice, Order or other document is sufficiently given, served or delivered if delivered personally or sent by regular mail and any document sent by regular mail shall be deemed to be given, served or delivered on the fifth day after the date of mailing.

