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Gemala Industries Limited Employees' Pension Plan (Plan A-5) - November 25, 2008.

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

**AND IN THE MATTER OF** a Proposal of the Superintendent of Financial Services to make an Order under section 69 of the PBA, respecting the **Gemala Industries Limited Employees' Pension Plan (Plan A-5)** Registration Number **355008**.

**TO:**

David Kearney, Principal  
Mercer

**BCE Place**

161 Bay Street, P.O. Box 501  
Toronto, ON M5J 2S5

**Administrator**

**AND TO:**

Ronald Garret  
Manager, Pensions & Benefits  
**Gemala Industries Limited**  
Corporate Centre of Northbrook  
1100 Skokie Blvd., Suite 350  
Northbrook, Illinois, USA, 60062-4124

**Employer**

**AND TO:**

Jonathan Krieger, Vice-President  
**Grant Thornton Limited**  
P.O. Box 55, Royal Bank Plaza  
19th Floor, South Tower  
200 Bay Street, Toronto, M5J 2P9

**Trustee in Bankruptcy**

**AND TO:**

Tony Wohlfarth, National Representative  
**Canadian Auto Workers - Local 397**  
205 Place Court  
Toronto, ON M2H 3H5

**Union Representative**

## **NOTICE OF PROPOSAL**

**I PROPOSE TO MAKE AN ORDER** under section 69 of the *PBA* that the **Gemala Industries Limited Employees' Pension Plan (Plan A-5)** (the "Plan") be wound up effective **November 5, 2004**.

### **REASONS:**

- **There was a cessation or suspension of employer contributions to the pension fund.**
- **The employer failed to make contributions to the pension fund as required by the *PBA*.**
- **The employer is bankrupt within the meaning of the Bankruptcy and Insolvency Act (Canada).**
- **Such further and other reasons as may 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 Proposal is served on you.\***

**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](http://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 PROPOSAL AS DESCRIBED IN THIS NOTICE.**

**DATED** at Toronto, Ontario, this 25th day of November, 2008.

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K. David Gordon  
Deputy Superintendent, Pensions

\* **NOTE** - 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 seventh day after the date of mailing.