Court File No.: CV-26-00003126-0000

FORM 14E

Courts of Justice Act

NOTICE OF APPLICATION

(Court file no.)

ONTARIO

SUPERIOR COURT OF JUSTICE

B E T W E E N:

Ryan Morin

Applicant

and

Mississauga Girls Hockey League

Respondent

APPLICATION UNDER the Ontario Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15, ss. 83, 84, 92, 96, 182 and 191

[SEAL]

NOTICE OF APPLICATION

TO THE RESPONDENT

A LEGAL PROCEEDING HAS BEEN COMMENCED by the applicant. The claim made by the applicant appears on the following page.

THIS APPLICATION will come on for a hearing (*choose one of the following*)

☐ In person

☐ By telephone conference

☒ By video conference (or as directed by the Court)

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or an Ontario lawyer acting for you must forthwith prepare a notice of appearance in Form 38A prescribed by the Rules of Civil Procedure, serve it on the applicant's lawyer or, where the applicant does not have a lawyer, serve it on the applicant, and file it, with proof of service, in this court office, and you or your lawyer must appear at the hearing.

IF YOU WISH TO PRESENT AFFIDAVIT OR OTHER DOCUMENTARY EVIDENCE TO THE COURT OR TO EXAMINE OR CROSS-EXAMINE WITNESSES ON THE APPLICATION, you or your lawyer must, in addition to serving your notice of appearance, serve a copy of the evidence on the applicant's lawyer or, where the applicant does not have a lawyer, serve it on the applicant, and file it, with proof of service, in the court office where the application is to be heard as soon as possible, but at least four days before the hearing.

IF YOU FAIL TO APPEAR AT THE HEARING, JUDGMENT MAY BE GIVEN IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU. IF YOU WISH TO OPPOSE THIS APPLICATION BUT ARE UNABLE TO PAY LEGAL FEES, LEGAL AID MAY BE AVAILABLE TO YOU BY CONTACTING A LOCAL LEGAL AID OFFICE.

Date April 22, 2026

Issued by Kamal Manchanda Digitally signed by Kamal Manchanda Date: 2026.04.22 12:38:28 -04'00'
Local registrar

Address of

7755 Hurontario Street
Brampton, Ontario L6W 4T6

TO *Mississauga Girls Hockey League*
c/o Iceland Arena, 705 Matheson Boulevard East
Mississauga, Ontario L4Z 3X9
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Electronically filed / Déposé par voie électronique : 22-Apr-2026
Brampton Superior Court of Justice / Cour supérieure de justice

Court File No./N° du dossier du greffe : CV-26-00003126-0000

APPLICATION

PART I - NATURE OF APPLICATION

The Applicant, Ryan Morin, is a member of the Mississauga Girls Hockey League (the "Respondent"), an Ontario not-for-profit corporation governed by the *Not-for-Profit Corporations Act, 2010*, S.O. 2010, c. 15.

1. The Applicant brings this Application for compliance orders under the Ontario Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15 ("ONCA") requiring the Corporation to:

   (a) deliver a compliant membership register;

   (b) provide the email addresses of members recorded in the Corporation's records, being the addresses the Corporation uses as its primary means of member communication, as required to give meaningful effect to the Applicant's rights under s. 96(5) of the Act; and

   (c) provide access to and copies of the Corporation's financial statements for the fiscal years ending June 30, 2022, through June 30, 2025.

2. The Applicant also seeks costs of this Application, or such other costs as this Honourable Court considers just.

PART II - GROUNDS FOR THE APPLICATION

3. The Applicant is a member of the Corporation and is therefore a complainant within the meaning of s. 182(1) of ONCA, entitled to bring this Application under s. 191.

A. Membership Register – Non-Compliance with Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15, s. 92(1)(h) and O. Reg. 395/21, s. 6(3)

4. The Applicant made a formal written request for access to the membership register by email dated August 30, 2025, addressed to the Corporation's executive, expressly citing sections 92 to 96 of ONCA as the statutory basis (Exhibit "A").

5. The Corporation acknowledged receipt of the request on September 3, 2025 (Exhibit "B").

6. The Corporation then raised the requirement of a statutory declaration under ONCA s. 96(3). The Applicant provided a sworn statutory declaration on September 17, 2025 (Exhibits "E" and "F"), confirming his membership status and identifying lawful purposes for the request, including member communication and verification of voting eligibility.

7. On September 17, 2025, the Corporation provided a list of player names only, with no addresses for service and no membership dates (Exhibit "I").

8. On September 18, 2025, the Corporation provided a second list that also lacked addresses for service and membership dates (Exhibit "J").

9. On October 9, 2025, the Corporation provided a third list purporting to comply with ONCA (Exhibit "K"). That list is facially non-compliant because the address for service of every member is listed as 705 Matheson Boulevard East, Mississauga, Ontario L4Z 3X9, which is the Corporation's own registered address. No individual member's address for service appears in the register. No membership start dates appear.

10. Substituting the Corporation's address for each member's address for service does not satisfy O. Reg. 395/21, s. 6(3).

11. The Vice President declared the matter closed on October 10, 2025 (Exhibit "H"). The Applicant sent a final demand on October 10, 2025, allowing until October 15, 2025, for compliance (Exhibit "N"). No compliant register was provided.

12. The Respondent has failed to maintain and produce a compliant membership register contrary to Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15, s. 92(1)(h) and O. Reg. 395/21, s. 6(3), in that:

    (i) it substituted the Corporation's address for all members instead of recording each member's address for service; and

    (ii) it failed to record or disclose membership start dates.

B. Financial Statements – Non-Compliance with Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15, ss. 83 and 84

13. On October 2, 2025, the Applicant requested financial statements for the fiscal years ending June 30, 2022, through June 30, 2025 (Exhibit "M").

14. Under s. 83(1), the directors of a corporation must approve the annual financial statements. Under s. 84(1), the directors must place the approved financial statements before the members at every annual meeting. Under s. 84(2), a corporation must give a copy of those documents to all members who have informed the corporation that they wish to receive them at least 21 days before each annual meeting.

15. The Treasurer did not provide the requested financial statements and did not provide any explanation for the failure to do so.

16. The Corporation's website, as captured on March 1, 2026, shows that the Corporation has published meeting minutes for every year from 2019 through 2025, confirming that Annual Meetings were held in each of those years. However, audited financial statements are posted only for 2018, 2019, 2020, and 2021. No financial statements of any kind are posted for the fiscal years ending June 30, 2022, June 30, 2023, June 30, 2024, or June 30, 2025 (Exhibit "P"). The existence of minutes for those years while financial statements are absent raises the inference that approved financial statements were never placed before the members at those Annual Meetings as required by s. 84(1) and may not have been prepared or approved at all as required by s. 83(1).

17. The Corporation has not provided the requested financial statements for the fiscal years ending June 30, 2022, June 30, 2023, June 30, 2024, and June 30, 2025, despite my request.

C. Member Email Addresses – Ancillary Relief Under s. 96 and s. 191

18. Section 96 of ONCA entitles a member to the membership register for the purposes set out in s. 96(5), including communicating with members about the affairs of the corporation, requisitioning a meeting, and influencing the voting of members. These purposes require the Applicant to contact members directly.

19. The Corporation's own Privacy and Record Retention Policy, attached as Exhibit "O", confirms that the Corporation collects email addresses for the purpose of membership communication. Email is the Corporation's primary and, in practice, exclusive means of communicating with its members.

20. Without email addresses, the membership register is functionally insufficient to permit the Applicant to exercise the rights conferred by s. 96(5). A register containing only names and a corporate address for service — as provided by the Respondent — does not enable member communication. Providing postal addresses alone, where email is the Corporation's exclusive means of contact, would render the s. 96 right illusory.

21. In Hemming v. JAZZ.FM 91 Inc., 2018 ONSC 7781, the Ontario Superior Court of Justice (Commercial List) ordered disclosure of member email addresses under the former Corporations Act, which used language analogous to ONCA. The court held that the term "address" includes email addresses, applied a purposive interpretation of the member communication right, and found that the corporation's reliance on privacy concerns was not a legitimate basis for withholding email addresses. Costs of $20,000 were awarded against the corporation. The factual parallel to the present case is direct: the Corporation has withheld email addresses citing member privacy, while using those same addresses as its exclusive means of communicating with members.

PART III - RELIEF SOUGHT

The Applicant requests the following relief:

(a) an order pursuant to Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15, s. 191 directing the Respondent to deliver to the Applicant, within fourteen (14) days, a complete and compliant membership register maintained in accordance with Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15, s. 92(1)(h) and O. Reg. 395/21, s. 6(3), including for each current and former member within the preceding six (6) years: name, address for service (being the member's own address, not the Corporation's address), class, and the dates on which membership commenced and terminated;

(b) an order pursuant to Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15, s. 191 directing the Respondent to provide the Applicant, within fourteen (14) days, with the email addresses of members contained in the Corporation's records, as ancillary relief where necessary to permit the Applicant to exercise rights under section 96 of the Act, subject to any conditions this Honourable Court considers appropriate;

(c) an order pursuant to ONCA ss. 83(1), 84(1), 84(2) and 191 directing the Respondent to provide the Applicant, within fourteen (14) days of the order, access to and copies of the Corporation's financial statements for each of the fiscal years ending June 30, 2022, June 30, 2023, June 30, 2024, and June 30, 2025;

(d) an order abridging the time for service and hearing of this Application pursuant to Rules of Civil Procedure, r. 3.02;

(e) costs of this Application; and

(f) such further and other relief as this Honourable Court deems just.

PART IV - STATUTORY AND REGULATORY GROUNDS

This Application is made pursuant to:

(a) the Ontario Not-for-Profit Corporations Act, 2010, S.O. 2010, c. 15, sections 83, 84, 92, 96, 182 and 191;

(b) Ontario Regulation 395/21, section 6(3); and

(c) Rules of Civil Procedure, Rule 14.05(3)(d) and Rule 38.

PART V - APPLICANT'S INFORMATION

Ryan Morin

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Mississauga, Ontario

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647-220-5095

Applicant acts in person.

Date: _____

Ryan Morin, Applicant

28-2270 Britannia Road West

Mississauga, Ontario

Date issued: _____

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