

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE JUSTICE T. NIECKARZ)	DECEMBER 22, 2022
<i>Name of Judge</i>		<i>Day and Date Order Made</i>

B E T W E E N :



RAINBOW ALLIANCE DRYDEN
and CAITLIN HARTLEN

Plaintiffs /
Moving Parties

- and -

JOHN/JANE DOE(S)

Defendant(s)

ORDER

THIS MOTION, made by the plaintiffs, Rainbow Alliance Dryden and Caitlin Hartlen [together, "**Moving Parties**"] for Orders for third-party records to identify the defendant(s) John/Jane Doe(s) [together, "**Defendant**"], was heard this 22nd day of December, 2022, via Zoom conference.

ON READING the Motion Record of the Moving Parties, dated October 6, 2022, the Order of Justice Pierce, dated October 20, 2022 [**October 20 Order**], the Supplementary Motion Record of the Moving Parties, dated December 7, 2022, the Factum of the Moving Parties, dated December 8, 2022, the correspondence from Telus Communications Inc. [**Telus**] indicating that it takes no position on the motion, and on hearing the submissions of counsel:

THIS COURT ORDERS:

1. That, pursuant to section 96 of the *Courts of Justice Act*, R.S.O. 1990, c. C.43 and rule 30.10 of the *Rules of Civil Procedure*, R.R.O. 1990, Reg. 194:

- a. Telus shall produce to the Moving Parties the name(s) and address(es) of the Telus subscribers or accountholder(s) associated with or who were assigned the following IP addresses that accessed the network on the following dates:

<i>Date</i>	<i>IP Address</i>
2022-08-16 00:56:30 UTC	2001:56a:fa22:c400:f1:49ab:837f:d396
2022-09-27 08:24:27 UTC	2001:56a:fa22:c400:4c85:f31a:15a0:5b26
2022-09-27 08:24:39 UTC	172.219.16.219
2022-09-28 00:42:44 UTC	2001:56a:fa22:c400:3915:3af1:964e:d7bc
2022-09-28 00:42:59 UTC	2001:56a:fa22:c400:3915:3af1:964e:d7bc

- b. In addition to the information to be provided pursuant to subparagraph (a), above, Telus shall provide the Moving Parties with the MAC address and serial number of the device (or modem) used by each of the above-noted IP addresses on the listed date, above, to connect to the network, if available; and
- c. The records and information to be produced pursuant to subparagraphs (a) and (b), above, are to be delivered by Telus to counsel for the Moving Parties, via email, no later than thirty (30) days from the date of this Order.
2. That no records, documents, or information produced under this Order shall be used for any purpose other than proceedings as between or involving the Moving Parties and the Defendant, and the parties to any such proceeding shall not disclose the records produced under this Order to any person other than the parties, Telus, and the court, unless the record, document, or information in question has already been made public.
3. That Telus shall be paid by the Moving Parties for its reasonable costs of producing the information required by this Order.

~~Signature of Judge~~ REGISTRAR

Rainbow Alliance Dryden et al
Plaintiffs / Moving Parties

v. John/Jane Doe(s)
Defendant(s)

Court File No. CV-22-000000096-0000

**ONTARIO
SUPERIOR COURT OF JUSTICE**

Proceeding Commenced at Kenora

ORDER

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