



ONTARIO  
Superior Court of Justice – East Region  
161 Elgin Street  
Ottawa, Ontario K2P 2K1

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## ENDORSEMENT OF CIVIL MOTION, APPLICATION OR CASE CONFERENCE

**SHORT TITLE OF PROCEEDINGS:** CATIE et al v. Blackwell

**COURT FILE NO.:** CV-24-00094841-0000

**BEFORE:** C. MacLeod rSJ

**HEARD ON:** Thursday, June 25, 2026

**COUNSEL:**

Douglas W. Judson, lawyer for the plaintiffs  
Peter Scott Blackwell, self-represented defendant

**RELIEF REQUESTED:** The defendant moves to set aside the default judgment of McVey J, dated August 18, 2025. The plaintiff is returning a prior motion to compel the defendant's attendance at an examination in aid of execution.

**ENDORSEMENT:**

The defendant's motion to set aside the default judgment in this matter is dismissed. The defendant's affidavit material does not come close to meeting the test set out in *Mountain View Farms Ltd. v. McQueen*, 2014 ONCA 194 (CanLII). Even if I accepted all of his oral submissions as evidence, it is clear that he was aware he was being sued for defamation and, as determined by two other judges of this court, he was actively evading service. He was certainly fully aware of the default judgment when he attended at the examination in aid of execution and refused to be sworn. He only launched this motion in the face of a motion to compel him to reattend and answer questions. His explanation for not defending is not reasonable and in any event neither his affidavit nor his submissions disclose any genuine defence. Indeed, his pattern of escalating the torrent of abusive and defamatory communication in response to steps taken by the plaintiff to move the action forwards demonstrates his awareness of the proceeding. Furthermore he participated and resisted the injunction proceedings brought in Fort Frances. The defendant's own material read closely shows that he was aware of the proceedings, understood the nature of the proceedings and at some point he had a copy of the statement of claim and then the amended



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statement of claim even if he was not personally and formally served with it.

The motion to set aside the judgment is dismissed. It follows that the plaintiff's motion to compel attendance is granted.

The defendant shall pay costs to the plaintiff of both motions fixed at \$9,500.00.

**Date:** June 25, 2026

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**Justice C. MacLeod**