

TORONTO TRANSIT COMMISSION REPORT NO.

MEETING DATE: May 28, 2009

SUBJECT: LARGE LITIGATION MATTERS

INFORMATION ITEM

REASON FOR CONFIDENTIAL INFORMATION:

This report contains advice or communications that are subject to solicitor-client privilege.

RECOMMENDATION

It is recommended that the Commission:

1. Receive the confidential information as set out in Confidential Attachment 1;
2. Note that the confidential information as set out in Confidential Attachment 1 remain confidential in its entirety as it contains advice which is subject to solicitor-client privilege; and
3. Receive this report for information purposes.

FUNDING

Due to the sensitive nature of the information, the reserves with respect to each case have not been provided. Management's best estimate or reserve related to each case has been provided in the appropriate budget or provision. In any event, final assessment is subject to further developments and individual decision in each case and will be identified at the time of resolution.

BACKGROUND

General Counsel has adopted the practice of providing the Commission with a report during the year on large litigation matters summary of outstanding litigation items of a contractual nature where the potential financial impact, both favourable and unfavourable, is \$500,000.00 or greater.

DISCUSSION

General Counsel undertook to provide a status update to the Commission on a semi-annual basis.

JUSTIFICATION

The report is provided in response to a request for information about large litigation matters.

May 28, 2009

45-9-1

Confidential Attachment 1