

CITATION: Kennedy v. Kingston Area Taxi Licensing Commission, 2026 ONSC 886
COURT FILE NO.: CV-21-00000208-0000
DATE: 2026Feb13

SUPERIOR COURT OF JUSTICE – ONTARIO

RE: DAVID KENNEDY, Plaintiff

AND

KINGSTON AREA TAXI LICENSING COMMISSION, Defendant

BEFORE: Justice Thomas Carey

COUNSEL: Christopher Edwards and Chelsea Packman, for the Plaintiff

Rahul Soni, for the Defendant

HEARD: in writing

COSTS ENDORSEMENT

[1] The plaintiff was entirely successful in his wrongful dismissal claim. He seeks costs of \$72,334.46 plus \$5,966.57 in disbursements and HST.

[2] This was not a complex case, and I accepted the plaintiff's evidence completely. I further accept that the defendant unreasonably delayed the matter, including not cooperating in scheduling examinations for discovery, failing to follow the agreed upon timetable for discovery and not providing Answers to Undertakings until or nearly four months after the agreed upon date, increasing the plaintiff's costs preparing trial affidavits.

[3] The plaintiff seeks partial costs of \$80,000 with close to \$115,000 calculated as substantial costs, plus disbursements of \$3,846.70.

[4] While accepting the facts of the defendant's delay and lack of cooperation, this was a short uncomplicated trial and, in the circumstances, counsel fees will be awarded at \$50,000 plus HST and disbursements set of \$3,846.70 plus HST.

Honourable Mr. Justice Thomas Carey

Date: February 13, 2026