

**IN THE MATTER OF
JONATHAN CARTU, DAVID CARTU, AND JOSHUA CARTU**

File No. 2020-14

MOTION FOR REMOVAL AS REPRESENTATIVE OF RECORD

(Pursuant to Rule 21(2) of the Ontario Securities Commission *Rules of Procedure* made under the *Statutory Powers Procedure Act*, RSO 1990, c S.22, section 25.1)

A. ORDER SOUGHT

The moving party, Dentons Canada LLP (“**Dentons**”), requests, on notice and in writing, that the Ontario Securities Commission make the following orders:

1. removal of Dentons, Mark G. Evans, Ara Basmadjian, and Dennis Wong as the representatives of record for the respondent, Joshua Cartu (the “**Client**”); and
2. such further and other relief as the Panel may deem just.

B. GROUNDS

The grounds for the motion are:

1. Dentons was retained in this matter on May 29, 2020;
2. despite repeated requests, and since at least December 3, 2020, Dentons has been unable to obtain instructions or cooperation from the Client;
3. the Client has failed or refused to pay fees owing to Dentons;
4. there has been a breakdown in the lawyer and client relationship;
5. no serious prejudice or hardship will result to the Client if this motion is granted;

6. Rules 3.7-1, 3.7-2, and 3.7-3 of the *Rules of Professional Conduct* of the Law Society of Ontario;
7. Rules 1, 21(2), 23(3), and 28 of the Ontario Securities Commission *Rules of Procedure* made under section 25.1 of the *Statutory Powers Procedure Act*, RSO 1990, c S.22; and
8. such further and other grounds as counsel may advise.

C. EVIDENCE

1. the affidavit of Mark G. Evans sworn January 6, 2021, and the exhibits thereto; and
2. such further and other evidence as counsel may advise and this Panel may permit.

DATED this 6th day of January, 2021.

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