

CITATION: Seferovic v. 285 Spadina SPV Inc., 2026 ONSC 2256
COURT FILE NO.: CV-21-00662130-00CL
DATE: 20260416

**SUPERIOR COURT OF JUSTICE – ONTARIO
(COMMERCIAL LIST)**

RE: Devad Seferovic (also known as Alex Seferovic), Reza Abedi and Rodolphe Najim,
Applicants

AND:

285 Spadina SPV Inc., Ronald Hitti (also known as Rony Hitti) and Rajah Farah,
Respondents

Application under section 248 of the *Business Corporations Act*, R.S.O. 1990, c.
B-16

BEFORE: Cavanagh J.

ENDORSEMENT

[1] This endorsement is to address matters raised in an email sent by Ronald Hitti, a respondent to this application, to the Commercial List Office. The email is dated April 1, 2026.

[2] In his email, Mr. Hitti refers to an endorsement of Osborne J. (as he then was) dated September 19, 2023 in respect of a motion in the within oppression application that was heard on May 25, 2023. The endorsement released by Osborne J. shows the short title of proceeding in each of two related applications: the oppression application and the lease application. As stated in paragraph 1 of Osborne J.'s endorsement, the motion was brought by the applicants in the oppression application (CV-21-00662130-00CL).

[3] The endorsement was sent to CanLII for publication and it was published: *Seferovic et al. v. 285 Spadina*, 2023 ONSC 5578. In his email, Mr. Hitti asserts that the endorsement published on CanLII contains errors which are prejudicial and he asks that the published endorsement be corrected.

[4] Mr. Hitti states in his email that the endorsement published on CanLII is prejudicial because it misidentifies the Order as having been made in both of the two related applications. This assertion is incorrect. Although the published endorsement shows the title of proceeding in each of the two applications, it is clear from paragraph 1 of the endorsement that the motion was brought by the applicants in the oppression application.

[5] Mr. Hitti states in his email that the endorsement published on CanLII is prejudicial because it misidentifies the moving parties on the motion. This assertion is incorrect. As I have

noted, paragraph 1 of the endorsement correctly states that the motion is brought by the applicants in the oppression application.

[6] Mr. Hitti states in his email that the endorsement published on CanLII is prejudicial because it misidentifies the motion hearing date and counsel present and who they acted for. The endorsement published on CanLII incorrectly states that the motion was heard on September 19, 2023. In fact, it was heard on May 25, 2023. The published endorsement also does not state that at the time of the hearing, counsel for the applicants (moving parties) also represented one of the respondents, 285 Spadina SPV Inc. The endorsement released by Osborne J. and published on CanLII identifies counsel for the respondent Raja Farah. In his endorsement, Osborne J. does not state that counsel for Ms. Farah was present at the hearing of the motion and, if he was not, this is of no consequence.

[7] Mr. Hitti states in his email that the endorsement published on CanLII is prejudicial because it misidentifies the date of the endorsement. The endorsement published on CanLII shows that it is dated October 4, 2023. This is incorrect. The endorsement released by Osborne J. is dated September 19, 2023.

[8] The matters raised by Mr. Hitti in respect of the published CanLII endorsement are inconsequential and do not affect in any way the substance of Osborne J.'s endorsement.

[9] Mr. Hitti asks questions in his email about internal court processes in relation to preparation of Osborne J.'s endorsement that was sent to CanLII for publication and the Order that was issued. These questions are not proper and will not be answered.

[10] Mr. Hitti asks questions in his email in relation to an endorsement and order of Kimmel J. dated February 3, 2023 and in relation to my endorsement and orders dated September 29, 2025. He asks for citation numbers for these endorsements and that they be sent to CanLII for publication.

[11] Whether an endorsement is assigned a citation number and sent to CanLII for publication is a matter for the judge making the endorsement to decide. Mr. Hitti has copies of the endorsements in respect of his inquiries. Mr. Hitti is able to use the unpublished endorsements for any proper purpose and he has not shown a reason why these endorsements need to be published now, long after they were released.

Cavanagh J.

Release date: April 16, 2025