



ONTARIO JUDICIAL COUNCIL
CONSEIL DE LA MAGISTRATURE DE L'ONTARIO

PRIVATE & CONFIDENTIAL

February 23, 2010

Mr. Gana Kiritharan
307-10 Stonehill Crescent
Scarborough, ON M1X 2X8

Dear Mr. Kiritharan:

We acknowledge receipt of your letter dated February 19, 2010.

The Ontario Judicial Council is an agency established by the Province of Ontario and is made up of judges, lawyers and community members. It has a number of different functions, but its main job is to screen and investigate complaints about the conduct of provincially-appointed judges. The Canadian Judicial Council in Ottawa performs the same function for federally-appointed judges. If a complaint concerns a decision made by a judge in court, an appeal of the judge's decision can be made to an appeal court. If the appeal court agrees that a mistake was made, it can change the decision or order a new hearing. Judicial Councils are not involved in this appeal process of reviewing a judge's decision or in dealing with complaints about the justice system. Judicial Councils can only get involved with complaints about judicial misconduct. Accordingly, you may wish to consult with legal counsel to determine what, if any, remedies may be available to you.

If you have concerns regarding the conduct (not a disagreement with the decision) of a federally-appointed judge of the Superior Court of Justice, you may contact the Canadian Judicial Council, Ottawa, Ontario, K1A 0W8 – Tel: 613-288-1566, Fax: 613-288-1575 – email: info@cjc.gc.ca and provide them with the details of the alleged misconduct.

We have no jurisdiction to investigate complaints concerning *Case Management* Masters. The legislation which establishes the Ontario Judicial Council is the *Courts of Justice Act*. Section 87 of that Act sets out the procedure with regard to complaints about Masters who were appointed previous to September 1, 1990. Section 86.1 of the Act establishes the office of *Case Management* Master and a procedure to deal with complaints against *Case Management* Masters is set out at Section 86.2 (1).

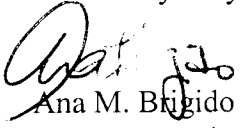
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Concerns relating to Case Management masters should be forwarded to The Honourable Justice Heather Smith, Chief Justice of the Superior Court of Justice, Osgoode Hall, 130 Queen Street West, Toronto, Ontario M5H 2N5.

We are returning your correspondence in the event you wish to forward it elsewhere.

Thank you for bringing this matter to our attention.

Yours very truly,


Ana M. Brigido
Assistant Registrar

For: ONTARIO JUDICIAL COUNCIL

Enclosure

As Informed by Ontario Judicial Council, Gana Kiritharan
now forwarding the complaints against Toronto Civil Court
officials to:

The Honourable Justice Heather Smith
Chief Justice of the Superior Court of Justice
Osgoode Hall
130 Queen Street West
Toronto Ontario M5H 2N5