

Citation : *Estate A.B.C. v. Respondent 1 and the Superintendent of Pensions*, 2015 NBFCST 4

PROVINCE OF NEW BRUNSWICK
FINANCIAL AND CONSUMER SERVICES TRIBUNAL
IN THE MATTER OF THE *PENSION BENEFITS ACT*, S.N.B. 1987, c P-5.1

Date : 2015-06-01
Dossier : PE-001-2014

BETWEEN:

Estate A.B.C.,

Applicant,

-and-

Respondent 1 and Superintendent of Pensions,

Respondents.

ORDER

Restriction on publication: This Order has been anonymized to comply with the *Right to Information and Protection of Privacy Act*, S.N.B. 2009, c R-10.6.

UPON the Financial and Consumer Services Tribunal's own motion;

UPON HEARING from the solicitors for the parties;

WHEREAS the hearing of this matter was held *in camera* due to the sensitive nature of the personal information contained in the pleadings and the oral and documentary evidence;

WHEREAS the Financial and Consumer Services Tribunal has the obligation to limit the disclosure of personal information of the parties and witnesses under the *Right to Information and Protection of Privacy Act*, S.N.B. 2009, c R-10.6;

AND WHEREAS redaction of the personal information in the pleadings and documents is not an appropriate remedy as it cannot practically be accomplished without rendering the pleadings and documents meaningless;

IT IS HEREBY ORDERED, pursuant to subsection 16(2.1) of Local Rule 15-501 *Proceedings before the Tribunal*, that:

1. With the exception of any orders and decisions rendered in this matter, the Financial and Consumer Services Tribunal's entire file PE-001-2014 shall be sealed and not part of the public record, until further order of the Tribunal;
2. All decisions or orders issued in this matter shall be part of the public record and shall be anonymized so as to protect the privacy of the parties and witnesses; and
3. Access to the sealed Financial and Consumer Services Tribunal file PE-001-2014 will be permitted for :
 - a) Any party to this proceeding;
 - b) Any counsel of record in this proceeding;
 - c) Any member or staff of the Financial and Consumer Services Tribunal; and
 - d) Any appellate court.

DATED at Edmundston, New Brunswick, this 1st day of June, 2015.

"original signed by"
Monica L. Barley, Panel Chair

"original signed by"
Enrico Scichilone, Panel Member

"original signed by"
Gerry Legere, Panel Member