

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE
JUSTICE A. D. HILLIARD

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TUESDAY, THE 13TH
DAY OF MAY, 2025

B E T W E E N:



HENDRIK HUIGEN and HUIGEN ACRES INC.

Plaintiffs
(Responding Parties)

- and -

BAURENHOF EQUIPMENT LTD., ERIC VANDER BERG, and HENRY VOS

Defendants
(Moving Party, Henry Vos)

ORDER

THE MOTION, made by the Defendant, Henry Vos, for an order: setting aside the noting of default; setting aside Justice Hilliard's judgment dated September 9, 2024 granting default judgment; and leave to serve and file the statement of defence, was heard on May 13, 2025, at Cayuga Superior Court, 55 Munsee Street North, Cayuga, Ontario, N0A 1E0 by video conference.

ON READING the material filed and on hearing the submissions of counsel for Mr. Vos and the Plaintiffs.

THIS COURT ORDERS that:

1. pursuant to Rule 19.08 (3) of the *Rules of Civil Procedure* the noting of default of Mr. Vos shall be set aside;
2. pursuant to Rule 19.08(1) of the *Rules of Civil Procedure*, Justice Hilliard's judgment dated September 9, 2024 granting default judgment against Mr. Vos shall be set aside;
3. leave is granted for Mr. Vos to serve and file the Statement of Defence; and
4. Mr. Vos is entitled to his costs of this motion, to be paid by the Plaintiffs, in an amount of \$6,610.50 payable within 30 days.

Date of issuance... May 29, 2025.....
Cayuga, ON

Registrar per _____
Justice A. D. Hilliard

Court File No.: CV-23-00000038-0000

HENDRIK HUIGEN and
HUIGEN ACRES INC.
Plaintiffs

- and -

BAUREMHOF EQUIPMENT LTD., ERIC VANDER BERG and
HENRY VOS

Defendants

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