

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

B E T W E E N:

CANADIAN EQUIPMENT FINANCE AND LEASING INC.

Applicant

- and -

THE HYPOINT COMPANY LIMITED, 2618905 ONTARIO LIMITED,  
2618909 ONTARIO LIMITED, BEVERLEY ROCKLIFFE  
and CHANTAL BOCK

Respondents

**RESPONDING APPLICATION RECORD  
OF THE RESPONDENT, CHANTAL BOCK**

June 22, 2022

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## INDEX

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# **TAB 1**

**ONTARIO  
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B E T W E E N:

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Respondents

**RESPONDING AFFIDAVIT OF CHANTAL BOCK  
(Sworn June 22, 2022)**

I, Chantal Bock, of the Town of Oakville, in the Regional Municipality of Halton,  
in the Province of Ontario, MAKE OATH AND SAY:

1. I am a personal Respondent in this proceeding, and, as such, have knowledge of the matters to which I depose. Where I do not have direct knowledge of the facts, I have stated my source of information and I believe such facts to be true.
2. This Affidavit is in response to the Affidavit of Brent Keenan, sworn March 21, 2022, as relates to me only.

**BACKGROUND**

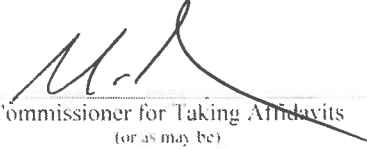
3. Until I received a copy of what I understand to be an Application Record currently before the Court, I was unaware that I was alleged to be a Guarantor. Furthermore, I have never seen a copy of the Loan Agreements or Personal Guarantee referred to in Mr. Keenan's Affidavit.

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4. In reviewing the Application Record, specifically, noted at page 157 there appears to be a computer-generated signature by DocuSign of the Guarantee purporting to be my signature. I was not consulted and was not involved and had no knowledge of a Guarantee being signed by DocuSign or at all.
5. While my husband mentioned to me that Canadian Equipment Finance and Leasing Inc. (“CEFL”) wanted my personal Guarantee with an original signature, that was the last I heard of it. I never provided my Guarantee. No one followed up with me and no one had authority to provide or sign a guarantee on my behalf.
6. Prior to swearing this Affidavit, to be thorough I checked my emails throughout 2020, in connection with the June 1, 2020 (date which the Guarantee was allegedly signed) and confirm that I did not receive a Guarantee for my signature. I would have thought that if CEFL wanted me to sign a personal Guarantee that they would have provided me with clear instructions and would have advised me to receive independent legal advice in connection with doing so. That was not done either.
7. Under the circumstances, there is no basis for CEFL to seek Judgment against me in the sum of \$676,252.29 plus interest.

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**SWORN** by Chantal Bock of the Town of Oakville, in the Regional Municipality of Halton, before me at the City of Toronto, in the Province of Ontario, on June 22<sup>nd</sup>, 2022 in accordance with O. Reg. 431/20.  
Administering Oath or Declaration Remotely.



Commissioner for Taking Affidavits  
(or as may be)

**MATTHEW SOKOLSKY**



**CHANTAL BOCK**



CANADIAN EQUIPMENT FINANCE AND LEASING INC.  
Applicant

v.

THE HYPPOINT COMPANY LIMITED et al.  
Respondents  
Court File No. CV-22-00678808-00CL

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

Proceeding commenced at Toronto

**RESPONDING AFFIDAVIT OF CHANTAL BOCK  
(Sworn June 22, 2022)**

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Applicant

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