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Citation: *Go-To Developments Holdings (Re)*, 2023 ONCMT 49
Date: 2023-12-12
File No. 2022-8

**IN THE MATTER OF
GO-TO DEVELOPMENTS HOLDINGS INC., GO-TO SPADINA ADELAIDE SQUARE
INC., FURTADO HOLDINGS INC., and OSCAR FURTADO**

REASONS AND DECISION ON MOTION REGARDING CONFIDENTIALITY

Adjudicators: M. Cecilia Williams (chair of the panel)
Sandra Blake

Hearing: In writing, final written submissions received December 4, 2023

Appearances: Erin Hault For Staff of the Ontario Securities
Commission
Dana Carson For Oscar Furtado

- [1] We issued reasons, dated November 24, 2023,¹ for our decisions on Oscar Furtado's motions: for an adjournment of the merits hearing; for further disclosure from Staff; and that the hearing and documents filed in connection with the hearing be confidential. Our November 24, 2023, Order specifies which portions of the transcript and documents filed shall be kept confidential.
- [2] The Tribunal's practice is to deliver reasons to parties 24 hours in advance of publication. After receiving the reasons and order, Furtado requested that they be kept confidential temporarily so that he had additional time to consider privacy issues arising from the reasons and order. We sought and received submissions regarding Furtado's request.
- [3] Furtado submits that the Tribunal ought to review the reasons and the order to ensure that all personal medical information regarding Furtado's specific symptoms, medical history, diagnosis, examinations, and treatments is treated as confidential in keeping with the Tribunal's prior jurisprudence in other matters, including the recent decision in *Ali (Re)*.²
- [4] Furtado submits that some of the redactions appear to be inconsistent. He provides examples of the dates of doctor appointments that are redacted in some instances and not in others. Furtado further submits that the reasons mention psychiatric self-assessments which ought to be redacted. Finally, Furtado notes that the name of his primary care physician has been misspelled.
- [5] Staff submits that Furtado's request that we reconsider our decision, made via letter, is not proper. Staff further submits that if Furtado wishes to challenge the decision, he must do so through an appropriate review route. The Tribunal has made its decision and does not have the authority to reconsider its decision.
- [6] We agree with staff.
- [7] Section 21.1 of the *Statutory Powers Procedure Act*³ provides that an administrative tribunal may "correct a typographical error, error of calculation or similar error made in its decision or order."

¹ 2023 ONCMT 44

² 2023 ONCMT 30

³ RSO 1990, c S.22

[8] We do not have the authority to reconsider our decision and decline to do so. We do have the authority to correct typographic errors. We find that the misspelling of Furtado's primary care physician is a typographical error and have made that correction to our decision.

Dated at Toronto this 12th day of December, 2023

"M. Cecilia Williams"

M. Cecilia Williams

"Sandra Blake"

Sandra Blake