

Court File No.:

**ONTARIO
SUPERIOR COURT OF JUSTICE**

BETWEEN:

Plaintiff

- and -

Defendant

PLAINTIFF'S STATEMENT OF LAW

COLLATERAL BENEFITS

OVERVIEW

1. A personal injury victim has access to a variety of sources of assistance other than a civil lawsuit for recovery of damages. These sources collectively are referred to as collateral benefits, and include:

...unemployment insurance, welfare payments, Canada Pension Plan benefits, occupational training assistance, family income security, workers' compensation, criminal injuries compensation, no-fault accident insurance benefits, free or subsidized hospitalization, medical care, and drug and dental plans. Added to these may be sickness, accident and pension benefits emanating from employment agreements, as well as private accident insurance and the possibility of benevolence from third parties, either monetary, or in the form of free services following an accident. In fatal accidents there is also the matter of life insurance and of inheritance by dependants from the victim's estate.

Ken Cooper-Stevenson, *Personal Injury Damages in Canada*, 2nd ed. (Toronto: Thomson Canada Ltd., 1996) at 565.
Plaintiff's Book of Authorities, Tab 5

© 2017, Barbara Legate, Legate & Associates and Taran Virtual Associates Inc.

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted, in any form or by any means, electronic, mechanical, photocopying, recording, or otherwise, except that the purchaser of this publication (who for the purposes of copyright only, shall be deemed to be the individual(s) named on the invoice and/or the CD(s)) shall be entitled to copy, modify and use this publication solely for his or her own legal practice. This publication is designed to provide accurate and authoritative information for use as a precedent by lawyers. This publication is not intended to render legal advice. If legal advice or other expert assistance is required, the services of a competent professional should be sought.

*As of the February, 2017 release date, this Statement of Law has been updated by TVA

**** END OF SAMPLE ****

The remainder of this statement of law contains written submission on this issue and is written like the law portion of a factum.