

Case In Point

Supreme Court of Canada Renders Decision in *Indalex*

Date: February 1, 2013

Today, the Supreme Court of Canada rendered its long-awaited decision in [Sun Indalex Finance, LLC v. United Steelworkers](#). The decision contains important findings with respect to, among other matters, the fiduciary duties of plan administrators, the reach of the statutory deemed trust provisions of the Ontario *Pension Benefits Act*, and the priority given to pension plan deficits in proceedings under the *Companies' Creditors Arrangement Act*.

Hicks Morley's Pension and Benefits Group's review of the decision is now available in an *FTR Now* dated February 4, 2013, "[Supreme Court of Canada Weighs in on Plan Deficits and the Fiduciary Duty of Pension Plan Administrators in an Insolvency: Sun Indalex Finance, LLC v. United Steelworkers.](#)"