

## Case In Point

### Supreme Court of Canada Denies Leave to Appeal in *Carrigan*

**Date:** March 28, 2013

Today, the Supreme Court of Canada denied leave to appeal from the Ontario Court of Appeal decision in *Carrigan v. Carrigan*.

The Court of Appeal's decision awarded the payment of the pre-retirement death benefit payable under an Ontario registered pension plan to a member's designated beneficiaries rather than to his common law spouse (Ms Quinn), thereby marking a departure from the pension industry's widely held interpretation of section 48 of the *Pension Benefits Act*.

For more information on the leave to appeal denial, see our *FTR Now* of March 28, 2013 "[Supreme Court Denies Leave in \*Carrigan\*.](#)"