

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

THE HONOURABLE) WEDNESDAY, THE 20TH DAY
JUSTICE HAINES) OF AUGUST, 2014

BETWEEN:

ICICI BANK CANADA

Applicant

and



2058756 ONTARIO LIMITED

Respondent

ORDER
(Second Interim Distribution)

THIS MOTION, made by A. John Page & Associates Inc. in its capacity as the Court-appointed receiver (the "Receiver") of certain of the undertaking, property and assets of 2058756 ONTARIO LIMITED, (the "Debtor") for an order permitting the Receiver to pay certain monies from the proceeds of sale by way of interim distribution to the Applicant, approving the Receiver's actions to date as set out in the Fourth Report of the Receiver (the "Fourth Report"), approving the Receiver's Statement of Receipts and Disbursements, and approving the fees and expenses of the Receiver and its counsel to July 31, 2014, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Fourth Report and on hearing the submissions of counsel for the Receiver and the Applicant, no one appearing for any other person on the service list although properly served as appears from the affidavit of Jeffrey Rosekat sworn August 12th, 2014, filed:

1. THIS COURT ORDERS AND DECLARES that Fourth Report and the actions and activities of the Receiver as set forth in the Fourth Report are hereby approved.
2. THIS COURT ORDERS that the Statement of Receipts and Disbursements as contained in the Fourth Report of the Receiver is hereby approved.
3. THIS COURT ORDERS that the Receiver is hereby authorized to pay to the Applicant, as first ranking secured creditor, the sum of \$500,000 from the proceeds of sale held by the Receiver as an interim distribution and, subject to payment of fees and disbursements of the Receiver and its counsel from time to time in accordance with the Order of Justice Brown dated June 21, 2012, and any subsequent orders of the Court, to hold the balance of the proceeds of sale pending further order of this Court.
4. THIS COURT ORDERS that the fees of the Receiver for the period ending July 31, 2014 as set forth in the affidavit of A. John Page sworn August 6, 2014, and the exhibits attached thereto and filed with this Notice of Motion, are hereby approved and allowed.
5. THIS COURT ORDERS that the fees and disbursements of the Receiver's counsel for the period ending July 31, 2014, as set forth in the fee affidavit of Timothy Duncan sworn August 11, 2014 and the exhibits attached thereto and filed with this Notice of Motion, are hereby approved and allowed.



AUG 21 2014



ICICI BANK CANADA
Applicant

-and- 2058756 ONTARIO LIMITED
Respondent

Court File No. CV-12-9740-00CL

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PROCEEDING COMMENCED AT
TORONTO

ORDER

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