

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

**IN THE MATTER OF SECTION 129 OF THE *SECURITIES ACT*,
R.S.O. 1990, c. S.5, as amended**

**AND IN THE MATTER OF SECTION 101 OF THE *COURTS OF
JUSTICE ACT*, R.S.O. 1990, c. C-43, as amended**

B E T W E E N:

ONTARIO SECURITIES COMMISSION

Applicant

AND

@RGENTUM MANAGEMENT AND RESEARCH CORPORATION

Respondent

NOTICE OF MOTION

A. John Page & Associates Inc. (the "Receiver"), in its capacity as receiver of all of the assets, property and undertaking (collectively, the "Property") of @rgentum Management and Research Corporation and certain mutual funds managed by the Corporation (collectively, "@rgentum") , will make a motion to a Judge presiding over the Commercial List on June 25, 2008, at 10:00 a.m. or as soon after that time as the motion can be heard, at the Courthouse at 330 University Avenue, Toronto, Ontario.

PROPOSED METHOD OF HEARING:

in writing under subrule 37.12.1 because it is *(insert one of on consent, unopposed or made without notice)*;

in writing as an opposed motion under subrule 37.12.1(4);

orally;

THE MOTION IS FOR:

1. An Order:

- (a) approving the form of protocol for the disclosure of confidential information in the possession of the Receiver relating to the affairs of @rgentum to provincial securities commissions and regulatory bodies (the “Regulators” and the “Regulator Communications Protocols”), attached as Appendix “E” to the Fifth Report to the Court of A. John Page & Associates Inc. in its capacity as receiver of @rgentum (the “Fifth Report”);
- (b) approving the Fifth Report of the Receiver together with the actions and activities of the Receiver to date and the Receiver’s statement of receipts and disbursements to May 31, 2008 as set out in Appendix “A” to the Fifth Report.
- (c) such further and other relief as this Honourable Court may deem just.

THE GROUNDS FOR THE MOTION ARE:

2. The Receiver was appointed by Order of the Honourable Mr. Justice Campbell dated November 16, 2005.
3. In its capacity as Receiver the Receiver has received, reviewed and is otherwise privy to confidential information (including personal information), documents, and/or materials (collectively, the “Confidential Information”), including without limitation Confidential Information relating to:
 - (a) the business, operations, financial condition and/or affairs of @rgentum and related parties; and
 - (b) former Officers, Directors, employees, clients, investors and/or shareholders of @rgentum.
4. The Regulators have commenced or may in the future commence investigations into the activities of persons involved in the affairs of @rgentum. Two Regulators – the Ontario Securities Commission and the Autorité des Marchés Financiers – have contacted the Receiver seeking disclosure of Confidential Information to assist in their investigations.
5. The Receiver is of the view that it should provide the Regulators with Confidential Information, and the Receiver wishes to ensure that the disclosure of Confidential Information to Regulators is in accordance with a disclosure protocol that has been reviewed and approved by this Honourable Court.

6. The Receiver has proceeded with the investigation of the circumstances connected with failure of @rgentum in accordance with the directions of this Honourable Court and in a prudent and reasonable manner. The Receiver's fees for the relevant period are fair and reasonable.
7. Such further and other grounds as counsel may advise and this Honourable Court may permit.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of the motion:

1. Affidavit of A. John Page sworn June 6th, 2008;
2. Affidavit of Malcolm N. Ruby sworn June 9th, 2008; and
3. The Fifth Report of the Receiver dated June 9th, 2008.

DATE: JUNE 9TH, 2008

GOWLING LAFLEUR HENDERSON LLP

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Inc. in its capacity as receiver of
@rgentum Management and Research
Corporation and the Funds

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and Research Corporation and the Funds and
in its capacity as trustee in bankruptcy of @rgentum Management and
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AND TO: ONTARIO SECURITIES COMMISSION
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ONTARIO SECURITIES COMMISSION
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v.

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**ONTARIO
SUPERIOR COURT OF JUSTICE
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(PROCEEDING COMMENCED AT TORONTO)

NOTICE OF MOTION

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