

COURT FILE NUMBER 1501 - 11817
COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

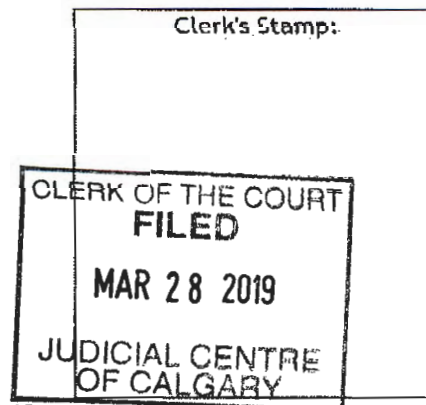
APPLICANT EASY LOAN CORPORATION AND MIKE TERRIGNO

RESPONDENTS BASE MORTGAGE AND INVESTMENTS LTD. AND BASE FINANCE LTD., ARNOLD BREITKREUTZ, SUSAN BREITKREUTZ, SUSAN WAY AND GP ENERGY INC.

DOCUMENT THE FIRST SUPPLEMENTAL REPORT TO THE RECEIVER'S EIGHTH REPORT

DATED MARCH 27, 2019

PREPARED BY BDO CANADA LIMITED



ADDRESS FOR SERVICE AND
CONTACT INFORMATION OF
PARTY FILING THIS DOCUMENT

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EXHIBITS

1. Email from Mike Terrigno re: settlement for the professional fees, dated March 22, 2019
2. Email from Mr. Souster re: settlement agreement for the payment of Riverside Law fees, dated January 22, 2019
3. Notice of Withdrawal of Lawyer of Record filed by Mr. Souster's, filed March 7, 2019
4. Billington Barristers invoice #3673
5. Email from Mr. Souster re: invoices dealing with the settlement of pre-receivership costs
6. Email from Mr. Mike Terrigno re: withdrawal of offer on the 69th Ave Property
7. Emails from Mr. Mike Terrigno re: release of his \$10,000 deposit
8. Email from Mr. Mike Terrigno re: allegation that Mr. Randal Van De Mosselaer is not independent, dated March 23, 2019
9. Letter from Mr. Randal Van De Mosselaer to the services list
10. Email from Mr. Mike Terrigno re: allegation that Mr. Randal Van de Mosselaer is conflicted, dated March 23, 2019 7:55 pm
11. Email from Mr. Mike Terrigno re: expectations for upcoming matters
12. Application of Mr. Mike Terrigno filed on March 25, 2019
13. Statement of Receipt and Disbursement for the period October 15, 2015 to March 26, 2018

INTRODUCTION

1. On October 15th, 2015, pursuant to an Ex Parte Order (the "Receivership Order") issued by the Honourable Justice K. Yamauchi of the Court of Queen's Bench of Alberta (the "Court"), pursuant to section 13(2) of the *Judicature Act*, R.S.A. 2000, c.J-2 and section 99(a) of *The Business Corporations Act*, R.S.A. 2000, c.B-9, BDO Canada Limited (hereinafter referred to as "BDO" or the "Receiver") was appointed Receiver of all current and future assets, undertakings and properties of every nature and kind whatsoever, and wherever situated, of Base Mortgage & Investments Ltd. and Base Finance Ltd. ("Base Mortgage" and "Base Finance" respectively, or jointly the "Debtors" or the "Companies"), including (without limitation) certain specifically enumerated property (collectively, the "Property").
2. On November 5, 2015, the First Report of the Receiver ("First Report") was filed with the Court.
3. On November 6th, 2015, the Court granted an Order (the "Amended Receivership Order") amending the Receivership Order and making certain directions against Mr. Arnold Breitzkreutz, Mrs. Susan Breitzkreutz, Ms. Susan Way, Mr. Brian Fox, and all corporations controlled by any of them.
4. On January 19, 2016, the Second Report of the Receiver ("Second Report") was filed with the Court. On January 20, 2016, the Receiver filed the First Supplement to the Second Report.
5. On May 16, 2016, the Third Report of the Receiver ("Third Report") was filed with the Court. On July 29, 2016, the Supplementary Report to the Third Report was filed with the Court.
6. On April 11, 2017, the Fourth Report of the Receiver ("Fourth Report") was filed with the Court.
7. On May 5, 2017, the Fifth Report of the Receiver ("Fifth Report") was filed with the court.
8. On August 23, 2017, the Sixth Report of the Receiver ("Sixth Report") was filed with the Court.
9. On March 2, 2018, the Alberta Securities Commission ("ASC") released a decision (the "ASC Decision") on their investigations into various allegations against Arnold Breitzkreutz, Base Finance Ltd., Base Mortgage and Investments Ltd., and Susan Way. The ASC Decision concluded that the named parties had contravened s.93 (b) of the *Securities Act* by engaging in prohibited acts relating to securities that they knew would perpetrate a fraud on investors, including (a) deceiving investors into thinking that they were investing in mortgages held by Base Finance rather than in a loan to an undisclosed entrepreneur involved in oil and gas developments in the US, and (b) operating a Ponzi scheme that recirculated investors' funds to pay purported returns to existing investors. Attached, as Exhibit D to the Supplemental Report to the Sixth Report is a copy of the ASC Decision.

10. On March 14, 2018, the Supplemental Report to the Sixth Report of the Receiver (“Supplemental Sixth Report”) was filed with the Court.
11. On January 14, 2019, the Seventh Report of the Receiver (“Seventh Report”) was filed with the Court.
12. On February 21, 2019, the ASC released a decision, regarding sanctions against Base, Mr. Breitzkreutz, Ms. Way, and (the “ASC Sanction Decision”). The table below summarizes the monetary sanctions against Mr. Breitzkreutz and Ms. Way.

Name	Disgorgement	Administrative penalty	Costs	Total
Mr. Breitzkreutz	\$2,671,406	\$1,000,000	\$100,000	\$3,771,406
Ms. Way	<u>362,049</u>	<u>150,000</u>	<u>50,000</u>	<u>562,049</u>
Total	<u>\$3,033,455</u>	<u>\$1,150,000</u>	<u>\$150,000</u>	<u>\$4,333,455</u>

In addition, to the monetary sanctions, there are nonmonetary sanctions against the parties.

13. On March 11, 2019, the Eighth Report of the Receiver (“Eighth Report”) was filed with the Court.
14. A copy of the Receivership Orders, the Receivers Reports and various other relevant documents can be accessed by the public on BDO’s website at www.extranets.bdo.ca/base/.

PURPOSE OF THE REPORT

15. The purpose of the Receiver’s First Supplemental Report to the Eighth Report, is to provide this Honourable Court further information in connection with the Receiver’s applications to be heard April 2 and April 9, 2019.

DISCLAIMER

16. The information contained in the Receiver’s First Supplemental Report to the Eighth Report has been obtained from the records of the Company, publicly available information and/or based upon discussions with and representations made by the Company’s management and other professional advisors retained in this matter. The information was not audited nor otherwise verified by the Receiver as to its accuracy or completeness, nor has it necessarily been prepared in accordance with generally accepted accounting principles, and the reader is cautioned that this report may not disclose all significant matters about the Company. Accordingly, we do not express an opinion or any other form of assurance on the information presented herein. The Receiver may refine or alter its observations as further information

is obtained or is brought to its attention after the date of this Receiver's First Supplemental Report to the Eighth Report.

17. The Receiver assumes no responsibility or liability for any loss or damage occasioned by any party because of circulation, publication, reproduction, or use of the Receiver's First Supplemental Report to the Eighth Report. Any use that any party makes of this the Receiver's First Supplemental Report to the Eighth Report or reliance on or decisions to be made based on its responsibility of such party.

APPLICATION ON MARCH 22, 2019

18. On March 22, 2019, the Receiver brought an application for the following three (3) matters:
 - a) An Order granting the Receiver the authority to assign the Companies into bankruptcy;
 - b) An Order approving the fees of the Receiver to November 30, 2018 and the fees from its former legal counsel; and
 - c) An Order assigning the 69th Ave. Property Claim (as that term is defined in the Eighth Report) to Mr. Mike Terrigno.
19. The March 22, 2019 application was heard by the Honourable Justice P.R. Jeffrey, who granted an Order giving the Receiver the authority to assign the Companies into bankruptcy, and adjourning the other two (2) matters to April 9, 2019 at 9:00 a.m. to be heard by the Honourable Justice P.R. Jeffrey.

Professional Fees

20. At 4:45 p.m. on March 22, 2019, Mr. Mike Terrigno sent an email to the Receiver indicating his desire for a settlement regarding the outstanding professional fees and making certain other threats and insults. Attached as Exhibit 1 is a copy of the email sent by Mr. Mike Terrigno. As the particulars of Mr. Terrigno's offer concerning professional fees are in the nature of a settlement offer, those particulars have been redacted from this email. In any event, the offer made by Mr. Terrigno was not acceptable to the Receiver.
21. However, it should be noted that on January 22, 2019, the Receiver and Mr. Terrigno (through his counsel at the time, Mr. Chris Souster) reached a settlement regarding payment of Mr. Souster's professional fees in this Receivership. As part of this settlement, it was expressly agreed that Mr. Mike Terrigno would not take the Receiver's fees nor its new legal counsel fees to taxation. Mr. Billington's accounts were not part of this agreement. Attached as Exhibit 2 is a copy of this email.
22. The settlement discussed in the email in Exhibit 2 was approved by the Court on January 23, 2019, and the \$95,000 (being \$50,000 for pre-receivership amounts and \$45,000 for post-receivership work) was

subsequently paid to Mr. Souster in accordance with this Court-approved settlement. It was an express term of the settlement that there would be “[n]o taxation of anyone’s accounts” (which Mr. Souster’s email at 9:41 a.m. in Exhibit 2 made clear included the Receiver’s new legal counsel) but that “Rick Billington’s accounts will be excluded from this”.

23. As is clear from Mr. Souster’s references to “Mike” in the email at Exhibit 2, at the time of this settlement Mr. Souster was acting for Mike Terrigno. Mr. Souster subsequently filed a Notice of Withdrawal of Lawyer of Record on March 7, 2019 in connection his representation of Mike Terrigno, although he continues to act as counsel to Easy Loan Corporation. Attached as Exhibit 3 is a true copy of the Notice of Withdrawal of Lawyer of Record filed by Mr. Souster’s office on March 7, 2019.
24. Prior to the appointment of the Receiver on October 15, 2015 Mr. Terrigno had provided Billington Barristers with a \$5,000 retainer. This retainer was applied to Billington Barristers’ invoice #3673. A copy of invoice #3673 can be found at Exhibit 4. The remainder of the invoice was paid by the Receiver and is part of the fees which Mr. Terrigno wishes to tax.
25. Mr. Terrigno has made several email demands for the Receiver to pay back this \$5,000 retainer to him. The Receiver has advised Mr. Terrigno that the Receiver is not in a position to refund this \$5,000 retainer, as it was not paid to the Receiver. Moreover, Billington Barristers’ invoice #3673 was expressly included in the settlement agreement between the Receiver and Mr. Souster’s office for payment of \$50,000 for pre-receivership fees, which settlement was approved by the Court on January 23, 2019, and which amount was paid. The necessary evidence in this regard is contained in the Receiver’s Seventh Report, but for ease of reference attached as Exhibit 5 is a copy of Mr. Souster’s November 15, 2018 email (and attached documents, including Billington Barristers’ invoice #3673) which was forwarded to Mr. Terrigno on March 19, 2019 with an explanation that this invoice was included in the settlement between the Receiver and Mr. Souster’s office which was approved by the Court on January 23, 2019.
26. In the Receiver’s view it has an agreement with Mr. Mike Terrigno (through his counsel) that Mr. Terrigno would not tax the accounts of the Receiver or its current legal counsel. As such, the Receiver submits that its fees should be approved as outlined in our Eighth Report. Further, if the accounts are to be taxed, the Receiver believes it should be done without the discount as noted in the Eighth Report.

69th Avenue SW Property

27. On March 23, 2019, Mr. Mike Terrigno sent Receiver’s counsel an email purporting to withdraw his offer to purchase the 69th Ave. Property Claim (as that term is defined in the Receiver’s Eighth Report)

and asking that the \$10,000 which is being held by Receiver's counsel be paid to a third party. Attached as Exhibit 6 is a copy of that email. In light of the status of this matter and the terms upon which these funds are being held by Receiver's counsel, the Receiver will be seeking advice and directions from the Court with respect to the disposition of this matter.

28. On March 26, 2019, Mr. Mike Terrigno sent two additional emails to the Receiver's counsel demanding the repayment of the funds, purporting to impose trust conditions on those funds, and threatening to report Receiver's counsel to the Law Society if the funds are not returned. Receiver's counsel indicated it intends to seek directions from the Court on April 9, prior to releasing the funds. Attached as Exhibit 7 are copies of these emails.

TERRIGNO ALLEGATION THAT RECEIVER'S COUNSEL IS CONFLICTED IN ACTING IN THIS MATTER

29. On March 23, 2019, Mr. Mike Terrigno sent an email to the Receiver and Receiver's counsel, attaching an affidavit sworn earlier that same day by his father Rocco Terrigno, alleging that Mr. Randal Van de Mosselaer was conflicted from acting for the Receiver, and making various other disparaging comments about Mr. Van de Mosselaer. Attached as Exhibit 8 is a copy of that email and the unfiled affidavit of Mr. Rocco Terrigno, which was attached thereto, sworn on March 23, 2019. This affidavit, together with a lengthy application made returnable April 2, 2019 at 2:00 p.m., were filed by Mr. Mike Terrigno on March 25, 2019.

30. The Receiver disputes the accuracy of many of the allegations in the affidavit sworn by Mr. Rocco Terrigno, and does not believe that its counsel is conflicted.

31. The Receiver makes the following preliminary observations on the affidavit sworn by Mr. Rocco Terrigno:

- a) Exhibit A attached to the said affidavit is only for one matter (Matter #174507) in which Macleod Dixon apparently acted for Terrigno Investments in the period from March 2000 to March 2002. Based on the Receiver's review of available banking records for the Companies, Terrigno Investments did not invest with Base Finance until 2010;
- b) Moreover, Exhibit A shows a list of initials of lawyer who worked on that matter (in the column under the heading "Tkpr"). Mr. Van de Mosselaer's initials do not appear on the summary;

- c) Mr. Van de Mosselaer does not recall ever performing work for Rocco Terrigno, or discussing any confidential financial matters with Rocco Terrigno, and accordingly disputes many of the allegations contained in the affidavit sworn by Rocco Terrigno.

32. The Receiver believes that its legal counsel is not conflicted; as such, the Receiver has not asked its counsel to resign. Further, having recently changed counsel on this file (at Mr. Mike Terrigno's insistence) the cost to bring new legal counsel up to speed would be significant. The Receiver estimates that cost to be \$75,000.

33. Accordingly, the Receiver and its counsel have engaged conflict counsel to oppose Mr. Mike Terrigno's application to have Mr. Van de Mosselaer removed from the file and to challenge the allegations made by Mr. Rocco Terrigno in his affidavit. In order to shield the estate from the costs associated with dealing with this application, it would be the Receiver's intention to seek payment of enhanced costs once this conflict application is dismissed.

34. In the Receiver's view, the timing of the swearing of Mr. Rocco Terrigno's affidavit and the filing of Mr. Mike Terrigno's conflict application is curious. The Receiver notes that these steps were taken at a time when the Receiver was having difficulty dealing with Mr. Mike Terrigno, and immediately following the Receiver's March 22, 2019 application, which was opposed by Mr. Mike Terrigno. Further, it should be noted that Mr. Rocco Terrigno attended the Receiver's application on January 23, 2019, and knew by no later than that date that Mr. Van de Mosselaer was engaged on the file. However, he waited approximately two (2) months, before he raised this alleged conflict issue. Moreover, on November 28, 2018, Mr. Van de Mosselaer, sent a letter to the service list, which included Mr. Rocco Terrigno. It must be presumed that Mr. Rocco Terrigno would have known that from this correspondence that Mr. Van de Mosselaer was engaged by the Receiver, yet he failed to raise the alleged conflict at the time. Attached as Exhibit 9 is a copy of that letter.

35. In addition, Mr. Mike Terrigno continues to use insulting and unprofessional language in his various correspondence with the Receiver and its legal counsel. As well, he continues to make various allegations and threats. In his March 23 email (attached as Exhibit 8) Mr. Terrigno says:

Randal, you greedy piece of shit. I had a nice long chat with my father today. Looks like you took on this file knowing you are conflicted and you didn't tell the receiver just to line your slime ball pocket at the expense of investors. I knew you were stupid but I didn't realize just how stupid you truly are. You should call ALIA.

David, I do not blame you for the greedy piece of shit misleading you but given the continued incompetence, negligence and little, if any, value provided by the receiver, I think it's time for the receiver to hang up its hat and go away.

...

You can both expect seeing another law suit from me.

36. When Mr. Van de Mosselaer asked what the alleged conflict was, Mr. Mike Terrigno responded:

Go get legal advice. You need it. Remove yourself from the file! And pay back all ur fees because I will be seeking full reimbursement. Also I suggest you self report to LSA as I will be addressing this with the reciever given that you misled it in the face of knowing our my family's client solicitor relationship with you. Bloody hell you knew billington was removed for conflict/negligence and you put investors right back into the same mess.. you should through urself in the river you greedy nasty filthy pig.

Attached as Exhibit 10 is a copy of this email.

37. Mike Terrigno subsequently informed the Receiver and its counsel of the following:

I will give you until Wednesday march 27 to remove yourself failing which I will bring the application. You will not be questioning me on April 18 or at all. You will adjourn both the April 2 and April 9 applications. David I want a meeting by no later than Thursday March 28 to discuss the receiver discharge and Randal's misconduct. I trust this is crystal clear.

Attached as Exhibit 11 is a copy of this email.

TERRIGNO ACTION AGAINST RECEIVER

38. On March 25, 2019, Mr. Mike Terrigno filed an application returnable April 2, 2019 at 2:00 p.m. (the same time and date to which Justice Romaine adjourned the Receiver's application for advice and directions on January 23, 2019). Attached as Exhibit 12 is a copy of the application.

39. If this application proceeds, the Receiver intends to oppose every aspect of this application.

40. The Receiver makes the following preliminary comments on this application:

- a) Paragraph 1: On March 22, 2019, this Honourable Court granted the Receiver the power to assign the Companies into bankruptcy;
- b) Paragraphs 2 - 4: In the Negligence Claim, Mr. Mike Terrigno is seeking a cost award against the Receiver for the net winner/loser analysis being statue barred, yet he is seeking a Court Order for a trial of the statue bar as an issue. Further, he is seeking an Order to complete a calculation;
- c) Paragraph 6: Mr. Mike Terrigno is seeking an Order to assign the fraudulent preference claim to himself or any creditor of Base Finance;

- d) Paragraph 7: Mr. Mike Terrigno is seeking an assignment of any interest of the estate available against Robert Smyth to himself. However, in his Negligence Claim against the Receiver he claims that this claim is statute-barred and is seeking damages against the Receiver as a result. Moreover, he has made this assertion on numerous occasions (including in the numerous emails attached to the Receiver's Seventh Report);
- e) Paragraph 8: This is a matter which is set to be heard on April 9, 2019, as Ordered by this Honourable Court;
- f) Paragraph 9: As Mr. Terrigno has filed the action, the Receiver fails to understand why he would need this claim assigned. In any event, it appears that Mr. Terrigno is seeking an assignment of a claim that the Receiver has against itself;
- g) Paragraph 10: As stated in the Receiver's Eighth Report, the Receiver has not performed a net winner/loser analysis; the Receiver has to date only completed a (partial) bank statement review analysis;
- h) Paragraph 11: BDO Canada is included on this list - for the third time in the application;
- i) Paragraph 12: Based on the Receiver's discussions with Canada Revenue Agency, even if amended T5 were issued, they do not have to be accepted by CRA and as such, this would have no benefits for the investors.
- j) Paragraph 13: As previously discussed with Mr. Terrigno on numerous occasions, the Receiver has no issue resigning from the engagement, subject of course to appropriate court direction which will ensure the protection of the interests of the estate and its stakeholders. However, it is the Receiver's view that various of the actions that Mr. Terrigno is seeking to undertake should be done only by an independent third party and likely an officer of the court.
- k) Paragraph 14: It is unclear the basis upon which Mr. Terrigno thinks that costs ought to be assessed against Mr. Van de Mosselaer.

41. The Receiver is very concerned by Mr. Terrigno's conduct and choice of language as set out in this and previous reports. Such conduct is having a very serious and negative impact on the estate and its stakeholders, including by causing the estate to incur very significant costs to deal with Mr. Terrigno's various applications and actions (which the Receiver believes to be unmeritorious) and demands which he has made in the hundreds of emails which Mr. Terrigno has sent to the Receiver and its counsel over the past several months. Such actions and communications by Mr. Terrigno have become a very material drain on the already very limited resources available to the Receiver. The Receiver will therefore be considering what steps may be available to it to deal with these actions by Mr. Terrigno, including seeking the advice and direction from this Court in that regard, and possibly seeking a vexatious litigant designation for Mr. Terrigno.

STATEMENT OF RECEIPTS AND DISBURSEMENTS

42. Attached as Exhibit 13 to this Eighth Report is a Statement of Receipts & Disbursements for the period October 15, 2015, to March 26, 2019. As shown, over the history of this receivership the Receiver collected approximately \$1,691,316 to date mainly from the recovery of the sale of the Properties as defined in the Fourth Report.
43. The receivership has approximately \$220,018 remaining in its bank accounts to complete the outstanding tasks (including, subject to further direction from the Court, the Clawback Calculation and recovery of “net winnings”) and if any funds remain, distribute them to the Investors of the Debtors.

RELIEF SOUGHT

44. The Receiver has provided this report in support of its applications originally returnable March 22, 2019 and April 2, 2019.

BDO CANADA LIMITED, solely in its capacity As
Court Appointed Receiver (as defined in the
Order), and not in its personal Capacity


Per: 
David Lewis, CA, CPA, CIRP, LIT
Vice-President

EXHIBIT 1

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Lewis, David

From: Mike Terrigno <mike@terrigno.ca>
Sent: March 22, 2019 4:45 PM
To: Van de Mosselaer, Randal
Cc: Lewis, David; Paplawski, Emily
Subject: [EXT] Re: Base Receivership

Before I get into the taxation and start filing affidavits that you certainly will not enjoy lets try to resolve. After my affidavits are filed we will need a trial.. so I propose the following

Billington take a 25% reduction (10% more than current). Receiver to take 20% (5% more than current).. I also want my 5k returned.

Regarding my behaviour and conduct I can send you my criminal rap sheet and you just need to Google my name to get a better view of things... you missed allot today but i had a good laugh about..thanx..

Regarding the millions I advised the court of today that the receiver obtained to pay its fees. Where do you the think the \$3.5m came from to buy all the properties that were sold.. me.. you dumb fuk.. Billington and Craig didn't tell u I guess..

Anyway let's resolve so I don't have to cause the receiver to pay back all the fees..

Sincerely yours,

Mike Terrigno (*MBA, LL.B/J.D., REM (Harvard), CICA (tax)*)

Sent from my Samsung Galaxy smartphone.

Privileged/Confidential information may be contained in this message and may be subject to legal privilege. Access to this e-mail by anyone other than the intended is unauthorised. If you are not the intended recipient (or responsible for delivery of the message to such person), you may not use, copy, distribute or deliver to anyone this message (or any part of its contents) or take any action in reliance on it. In such case, you should destroy this message, and notify us immediately. If you have received this email in error, please notify us immediately by e-mail or telephone and delete the e-mail from any computer. If you or your employer does not consent to internet e-mail messages of this kind, please notify us immediately. All reasonable precautions have been taken to ensure no viruses are present in this e-mail. As our company cannot accept responsibility for any loss or damage arising from the use of this e-mail or attachments we recommend that you subject these to your virus checking procedures prior to use. The views, opinions, conclusions and other informations expressed in this electronic mail are not given or endorsed by the company unless otherwise indicated by an authorized representative independent of this message.

----- Original message -----

From: "Van de Mosselaer, Randal" <rvandemosselaer@osler.com>
Date: 2019-03-21 1:13 p.m. (GMT-07:00)
To: Mike Terrigno <mike@terrigno.ca>
Cc: "Lewis, David" <dlewis@bdo.ca>, "Paplawski, Emily" <EPaplawski@osler.com>

EXHIBIT 2

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Lewis, David

From: Christopher Souster <cmas@riversidelawoffice.ca>
Sent: January 22, 2019 11:10 AM
To: Van de Mosselaer, Randal
Subject: RE: offer

Deal is confirmed. I will start on the accounts asap and may need to reach out to you from time to time to ensure I am giving you what you need. Are you available throughout the day? I will get started on it in about 30 minutes as I have a couple of fires that I need to put out.

Chris

From: Van de Mosselaer, Randal [mailto:rvandemosselaer@osler.com]
Sent: Tuesday, January 22, 2019 10:56 AM
To: Christopher Souster
Cc: Lewis, David
Subject: RE: offer

We have instructions to agree that we will support payment of \$45K, provided we get the support from your invoices by the end of the day so that we have a basis to support this amount tomorrow.

To be clear, my understanding of our agreement is:

- Get the \$50K for pre-Receivership amounts approved tomorrow and paid asap;
- The Receiver will agree to pay \$45K for post-Receivership work, ranking equal with Receiver's Charge, so it gets approved tomorrow paid out asap. This is subject to:
 - Court approval, and
 - We are provided by the end of the day with specific references to your invoices where you say that work was done at the request of the Receiver for the benefit of the estate which would support a payment of at least \$45K;
- You can apply for additional work subsequently which would rank after the Receiver's Charge. (i.e., not capped, but subject of course to court approval.) Receiver would not oppose application.
- No taxation of anyone's accounts. Rick Billington's accounts will be excluded from this.

Please confirm that this is acceptable and we will proceed accordingly.

Regards,

OSLER

Randal Van de Mosselaer

403.260.7060 DIRECT
403.260.7024 FACSIMILE
rvandemosselaer@osler.com

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450 - 1st Street S.W.
Calgary, Alberta, Canada T2P 5H1

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From: Christopher Souster <cmas@riversidelawoffice.ca>
Sent: Tuesday, January 22, 2019 10:48 AM
To: Van de Mosselaer, Randal <rvandemosselaer@osler.com>
Subject: RE: offer

Can split at \$45k? those are my final instructions. All else remains the same.

From: Van de Mosselaer, Randal [<mailto:rvandemosselaer@osler.com>]
Sent: Tuesday, January 22, 2019 10:35 AM
To: Christopher Souster
Cc: Lewis, David
Subject: RE: offer

Without Prejudice

- David is prepared to go to \$40K, but we need the support from your invoices before the end of today.
- We are ok with you/Mike taxing Billington's accounts.
- Balance of terms as per my previous email.

Pls let me know asap.

OSLER

Randal Van de Mosselaer

403.260.7060 DIRECT
403.260.7024 FACSIMILE
rvandemosselaer@osler.com

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450 - 1st Street S.W.
Calgary, Alberta, Canada T2P 5H1

osler.com

From: Christopher Souster <cmas@riversidelawoffice.ca>
Sent: Tuesday, January 22, 2019 10:11 AM
To: Van de Mosselaer, Randal <rvandemosselaer@osler.com>
Subject: RE: offer

Mike is agreeable to everything but is sticking firm on the \$50k. I am confident that can be readily justifiable from my accounts and I can provide the support before the application. No taxation, excepting Mr. Billington's accounts. Mike is of the opinion that \$600k+ is exorbitant.

Chris

From: Van de Mosselaer, Randal [<mailto:rvandemosselaer@osler.com>]
Sent: Tuesday, January 22, 2019 9:45 AM
To: Christopher Souster
Cc: Lewis, David
Subject: RE: offer

Without Prejudice

I also spoke with Dave. Here's our offer:

- Get the \$50K for pre-Receivership amounts approved tomorrow and paid asap
- Agree to pay \$35K for post-Receivership work, rank equal with Receiver's Charge, so it gets approved tomorrow paid out asap. (Needs to be supported by reference to work reflected in your accounts)
- You can apply for additional work subsequently which would rank after the Receiver's Charge. (i.e., not capped, but subject of course to court approval.) Receiver would not oppose application.
- No taxation of anyone's accounts.

Let me know asap so that we can paper this.

Thx.

OSLER

Randal Van de Mosselaer

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450 - 1st Street S.W.
Calgary, Alberta, Canada T2P 5H1

osler.com

From: Christopher Souster <cmas@riversidelawoffice.ca>
Sent: Tuesday, January 22, 2019 9:41 AM
To: Van de Mosselaer, Randal <rvandemosselaer@osler.com>
Subject: offer

Talked with Mike. I have instructions to offer:

1. \$50k pre-receivership to be paid out asap.
2. \$50k sheltered by the receivership and an agreement with the receiver that will be paid as well (post receivership costs);
3. \$45k unsheltered and we would have to argue priorities with other creditors/investors. The receiver would not oppose our application.
4. We would not tax receiver fees or Osler fees.

I understand that I will have to provide you with a short list of line items from my account supporting the \$50k in line.#2 above.

Chris



CHRISTOPHER M.A. SOUSTER
Barrister & Solicitor
RIVERSIDE LAW OFFICE
4108 Montgomery View NW
Calgary Alberta Canada T3B 0L9

TEL: 1(403) 685 4224 | FAX: 1(403) 685 4225

[WEBSITE](#) [EMAIL](#) [MAP](#)

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EXHIBIT 3

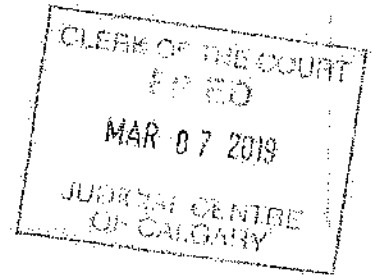
**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Form 4

Alberta Rules of Court
Rule 2.29

March 7, 2019



COURT FILE NO. 1501-11817

COURT Court of Queen's Bench of Alberta

JUDICIAL CENTRE Calgary

PLAINTIFF(S) **EASY LOAN CORPORATION AND MIKE TERRIGNO**

DEFENDANT(S) **BASE MORTGAGE & INVESTMENTS LTD., BASE FINANCE LTD.,
ARNOLD BREITKREUTZ, SUSAN BREITKREUTZ, SUSAN WAY AND GP
ENERGY INC.**

DOCUMENT **Notice of Withdrawal of Lawyer of Record**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
Riverside Law Office
Attention: Christopher M. A. Souster
4108 Montgomery View N.W.
Calgary, AB T3B 0L9
Phone: 403-685-4224
Facsimile: 403-685-422
File No. 3097

Counsel for Mike Terrigno Plaintiff withdraws as lawyer of record for that party.
(Name) (Status)

The last known address for Mike Terrigno Plaintiff is as follows:
212 10A Street N.W., Calgary, AB T2N 1W6

Legal Counsel for Mike Terrigno Plaintiff:

Law firm name: Riverside Law Office

Per:

Christopher M. A. Souster

Print Name of Lawyer Signing

WARNING

This withdrawal of lawyer of record takes effect 10 days after the affidavit of service of this document on every party is filed. After that date, no delivery of a pleading or other document relating to the action is effective service on the former lawyer of record or at any address for service previously provided by the former lawyer of record.

EXHIBIT 4

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

THIS IS EXHIBIT "A"
 referred to in the Affidavit of
Mike Terrigno
 Sworn before me this *15*
 day of *November*, 2015.
J. Howard
 A Commissioner of the Province of Alberta

BILLINGTON
 BARRISTERS
 Experienced Litigation Counsel

1910, 717 - 7th Avenue SW
 Calgary, AB T2P 0Z3
 (403) 930-4100

www.BillingtonBarristers.com

LIANNA APONTE
 A Commissioner of the Province of Alberta
 in and for the Province of Alberta with
 by Appointment expires October 15, 2016

Statement as of October 15, 2015
 Statement No. 3673

Mike Terrigno
 c/o Chris Souster
 Riverside Law Office
 4108 Montgomery View NW
 Calgary, AB T3B 0L9

15047-001 RNB: Base Mortgage & Investments Ltd. and Base Finance Ltd.

Professional Fees	Hours	Amount
08/10/2015 RNB Receipt of material from client and review of same.	0.80	520.00
08/10/2015 RNB Telephone call to Client; telephone call to Chris Souster regarding result of mortgage disclosure.	1.30	845.00
09/10/2015 RNB Meeting with Mike Terrigno and Christopher Souster; e-mails to same and review of file materials.	2.50	1,625.00
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12/10/2015 RNB E-mail correspondence with Mike Terrigno and Chris Souster re: draft order and BDO.	2.80	1,820.00
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13/10/2015 AN Comparing our Order drafted vs. the template Order for the Justice to see	2.00	300.00

		the differences via highlight.		
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15/10/2015	AN	Review of cases and draft of Order	4.50	675.00
			Sub-total Fees:	<u>15,310.00</u>
			GST on Fees:	765.50

		Rate Summary	
Richard N. Billington, Q.C.		20.90 hours	13,585.00
Alyx Nanji		11.50 hours	1,725.00
		Total hours: <u>32.40</u>	

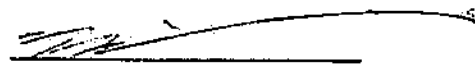
Disbursements	Amount
Photocopies	6.50
13/10/2015 Searches	25.72
13/10/2015 Searches - Tax Exempt*	49.50
13/10/2015 Searches - Tax Exempt*	33.00
13/10/2015 Searches	12.86
13/10/2015 Searches - Tax Exempt*	16.50
13/10/2015 Searches	38.58
15/10/2015 Printing/Scanning Charges	160.80

Sub-total Disbursements:	<u>343.46</u>
GST on Disbursements:	12.22
Total Tax	777.72
Total Fees, Disbursements & GST	16,431.18
Previous Unpaid Balance	0.00
Total Payments:	5,000.00
Balance Due Now	<u>11,431.18</u>

Billington Barristers

*tax-exempt
GST No. 850843740RT0001
E.&O.E.

Per:



Richard N. Billington Q.C.

TO PAY BY VISA/MASTERCARD
PLEASE CONTACT MONIQUE EFONOFF
Mefonoff@BillingtonBarristers.com
403-930-4108

EXHIBIT 5

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Lewis, David

From: Christopher Souster <cms@riversidelawoffice.ca>
Sent: November 15, 2018 5:47 PM
To: Lewis, David; Fryzuk, Craig; Shellon, Jacqueline
Cc: 'Mike Terrigno (mike@terrigno.ca)'
Subject: [EXT] Base Receivership
Attachments: Attachment 12018-11-16-000919.pdf; attachment 22018-11-16-001018.pdf; attachment 32018-11-16-001046.pdf

FEES TO DATE OF RECEIVERSHIP ORDER

I spoke with Mr. Terrigno and understand that an agreement was reached respecting the passing of those portions of the accounts that relate to services provided up to the date of the Receivership Order, pursuant paragraph #32 of that order, subject to taxation. Please find attached those portions of the accounts that relate to the foregoing time period and for which you have previously received as exhibit "C" to Mr. Terrigno's affidavit (which is attached again for your convenience). The totals for which are as follows:

1. Those portions of the accounts to the date of the Receivership Order = \$56,349.00
2. Disbursements incurred to the date of the Receivership = \$19,693.41
3. Rick Billington's account paid by my client = \$16,431.18

TOTAL = \$92,473.59 (*all funds payable to Riverside Law Office*)

As we have been waiting approximately 3 years for payment of the fees as a first charge against the estate under the Receivership order, we kindly appreciate payment by end of business day on Monday, November 19, 2018.

REMAINDER OF FEES

I also understand that by the end of the business day, November 21, 2018, the Receiver will review the remainder of the accounts exhibited to Mr. Terrigno's affidavit of May 11, 2017, for the purposes of the application to recover fees, and deliver to us a two column document outlining:

1. the first column setting out those legal fees supported by the Receiver; and
2. the second column identifying those legal fees for which the Receiver does not support.

Sincerely,



CHRISTOPHER M.A. SOUSTER
Barrister & Solicitor
RIVERSIDE LAW OFFICE
4108 Montgomery View NW
Calgary Alberta Canada T3B 0L9

TEL: 1(403) 685 4224 | FAX: 1(403) 685 4225



Please consider the Environment before printing this email

The contents of this message may contain confidential and/or privileged subject matter. If you are not the intended recipient then disclosure, copying, distribution and use are prohibited. Please notify Riverside immediately and kindly delete this email from your systems.

This is Exhibit "C" referred to in the Affidavit of

Mike Tempra
 Sworn before me this 11 Day of *May* 2017

Mike Tempra
 Commissioner for Deeds or Notary Public

Posy Loan Corporation
 21110 11th NW
 Calgary, AB T2H 1W3



21110 11th NW, Calgary, Alberta T2H 1W3 Tel: (403) 685-4224 Fax: (403) 685-4225

G.S.T. REG. No. 62665 6520 (STQ001)
 Date: May 5, 2017
 REF: 3097
 Invoice Number: INVOICENUM

Re: Base Finance and Arnold Drafts etc

Attention: Mike Tempra

Paul Schenker
 Notary Public
 Maricopa County, Arizona
 My Comm. Expires 08-18-19



DATE	INITIAL	DESCRIPTION	HOURS	AMOUNTS
18-Aug-15	adm	Correspondence with client- email from client, office direction with cmas, email to client, further email from client.	0.10	\$36.00
19-Aug-15	adm	to file maintenance, review and filing - CC	0.10	\$9.00
26-Aug-15	adm	to file maintenance and review - CC	0.10	\$9.00
26 to 30-Aug-15	CMAS	To calls and meeting with client re agency, MFC, etc. To review of documentation provided by MT, to meeting with RT, to analysis and opinion to client, and to letter to Base Finance re provision of mortgage docs.	5.00	\$2,500.00
1 to 15 - Sept-15	CMAS	To legal research in relation to agency, receivership, injunctive remedies, ex parte applications, fraud schemes, preservation of documents, etc.	8.00	\$4,000.00
15-Sept	CMAS	To further meetings and calls with client and other interested parties, to discussion with various counsel and with RB on proper course of action, to preparation of materials for application to produce docs.	5.00	\$2,500.00
6-Oct-15	CMAS	To draft affidavit and application, to calls with RB re: ex parte application.	3.00	\$1,500.00
6-7-Oct-15	CMAS	To initial meeting with client to review the affidavit, execute affidavit, and background of situation. To preparation of the order for receivership and to call with Richard Billington.	1.50	\$750.00
7-Oct-15	CMAS	to client meetings, calls, court attendance and conversations with counsel and service of order at Base office and discussions with Arnold prior to returning.	12.00	\$6,000.00

Continued

		counsel and to debriefing with client		
8-Oct-15	CMAS	To all calls and emails with client, Richard Billington, Phil Lalonde, re: mortgages, service, etc.	2.00	\$1,000.00
8-Oct-15	CMAS	to meeting with client and to further calls with Lalonde, letter to Lalonde and follow up call to RB	2.00	\$1,000.00
8-Oct-15	adm	scanned and emailed Order and Affidavit for service on counsel; drafted affidavit of service and arranged to be filed-cc	0.50	\$45.00
9-Oct-15	CMAS	to meeting with clients; email with Phil Lalonde and telephone call with Phil Lalonde and to meeting with client and RB and emails with RB and client.	3.5	\$1,750.00
10-Oct-15	CMAS	to review mortgage/deeds, emails/calls with client, to draft demand letter and service of demand letter	3.00	\$1,500.00
12-Oct-15	CMAS	to calls and emails with client and Billington, to meeting with client and to review of draft order	3.10	\$1,550.00
13-Oct-15	CMAS	To call with Resch, to call with client and to file organization, review of emails, and file searches.	2.10	\$1,050.00
13-Oct-15	CMAS	To meeting with Bob Comtois, drafting of his affidavit, to emails and calls with client, US lawyer, draft letter to US lawyer, additional calls with client and call with P. Lalonde	8.00	\$4,000.00
13-Oct-15	CMAS	To calls with Billington, to further emails with client, to draft and corrections to Mike's supplemental affidavit, to coordination of exhibits, to file organization, and to copying and prepping affidavits for filing	5.00	\$2,500.00
13-Oct-15	CMAS	To meeting with client to execute the supplemental affidavit, to initial draft of claim, to call with RB, and to call with Pasquale (another investor)	8.00	\$4,000.00
14-Oct-15	CMAS	To discussion with client in relation to BDO (lack of response and retainer letter), to debriefing on calls with Basi and Miller Thomson counsel for second opinion on proposed order, ADO, and plan of action	3.00	\$1,500.00
14-Oct-15	CMAS	To entire organization of file, to preparation of pleadings binder, and to discussion of additional affidavit evidence to tie Fox and Susan into the matter/order.	2.00	\$1,000.00

14-Oct-15	CMAS	to all calls with BDO reps, emails with BDO, calls and emails with commercial list clerk, RB and client, to review and revisions to Mike T October 15 affidavit, compilation of exhibits, preparation of CLP and outline of claim (4:00 - 8:00 p.m.); to amend claim (8:00 to 10:00 p.m.); to finalization of claim and final amendment of Mike T affidavit.	7.00	\$3,500.00
14-Oct-15	CMAS	To organization of file materials and morning prep for application.	2.00	\$1,000.00
14-Oct-15	CMAS	To finalization of affidavit of October 15 (to emails and review of US lawyer opinion and inclusion as exhibit) to meeting with client to sign, to all emails with all parties and clerk, to calculation of copies for parties and instructions to coordinate for filing, registration and service, to update pleadings binder and separate binder for Justice, to review of to do list and confirmation that all is complete. To calls with RB, clerk and client.	5.00	\$2,500.00
15-Oct-15	CMAS	to preparation of claim and affidavit for execution and filing, to organization of new materials on file and to update pleading binder for application.	2.00	\$1,000.00
15-Oct-15	CMAS	To preparation of all materials for filing, to amendments to pleadings binder for justice, to all calls and emails with counsel, BDO, and client prior to court application, to preparation of oral submissions and annotation of exhibits for court application. To attendance for application, to debriefing and strategic meeting with BDO and RB and clients, to attendance RB office to amend order, to re-attendance at chambers to have order signed, and to debriefing with client.	12.00	\$6,000.00
16-Oct-15	CMAS	to all calls and emails with BDO, BP and client re: filed order and execution by receiver, disclosure to counsel for Base, proposed 1p.m. meeting with Arnold and US borrower. To draft statement of the claim, to preparation of list of persons to service receivership, and the 2 separate claims. To amending the SOC to reflect defendant corporate name change, to draft email to Phil Lalonde, and to file organization after chambers and update pleadings binder with Order etc.	8.00	\$4,000.00

16-Oct-15	CMAS	to further calls with client and RB	0.30	\$150.00
19-Oct-15	CMAS	To call with Robert Smyth - service, history, etc.	0.50	\$250.00
19-Oct-15	CMAS	to call with RB in relation to update on information, meeting with Comtois re: his additional investor assignments, and call with MT for update	2.00	\$1,000.00
19-Oct-15	adm	prep letters for service, assist with service prep	1.00	\$90.00
20-Oct-15	CMAS	To call with Joe Roggeveen (counsel for other group of investors)	0.50	\$250.00
21-Oct-15	adm	Create Cl.Ps, to all calls to land titles, strathmore tax office, process server, preparation of documents to LTO, personal attendance to Calgary Court Centre to meet process server, to Copy repro to organize documents, assist cmas at court-ML	5.00	\$450.00
21-Oct-15	adm	email direction from cmas to email counsel (code hunter) send 3 emails enclosing courtesy copies	0.30	\$27.00
21-Oct-15	adm	pulled title and mortgage from SPIN; scanned and emailed Affidavit of Service to counsel-cc	0.40	\$36.00
13-Oct-15	adm	format letter and scanned to counsel-cc	0.20	\$18.00
14-Oct-15	adm	filing correspondence; creating sub-folders; creating pleadings binder; scanned and emailed affidavits-cc	0.70	\$63.00
15-Oct-15	adm	filing correspondence; updating binders-cc	0.30	\$27.00
21-Oct-15	adm	filing correspondence; updating -cc	0.30	\$27.00
16-Oct-15	adm	filing correspondence-cc	0.10	\$9.00
19-Oct-15	adm	preparation of documents for service -cc	1.50	\$135.00
19-Oct-15	adm	emailed Smyth filed documents; filing correspondence-cc	0.30	\$27.00
20-Oct-15	adm	sent filed court documents to Roggeveen and Comtois -cc	0.40	\$36.00
20-Oct-15	adm	emailed filed undertaking to all parties-cc	0.20	\$18.00
21-Oct-15	CMAS	To call with code hunter counsel to bring them up to speed and understand their position and prior court proceedings. To review of their materials	2.00	\$1,000.00
23-Oct-15	CMAS	To calls with client and appraiser and to calls with Resch and his son. To emails with BDO on appraisal re: Strathmore property	2.00	\$1,000.00
26-Oct-15	CMAS	update email and service of claims	0.10	\$50.00
26-Oct-15	CMAS	emails with client and BDO on examination of Arnold B.	0.20	\$100.00

DISBURSEMENTS UP TO AND INCLUDING OCTOBER 15, 2015

TAXABLE

Prime Investigative Group	\$1,388.60
Court Runner	\$148.50
CopyRepro	\$357.70
File Opening Fee	\$50.00
Corporate Searches	\$27.52
Process Server	\$95.24

\$2,067.56

NON-Taxable

Brlson LLP (\$7,000 USD on Jun 30, 2015)	\$8,742.30
*(LTO Search) CCT	\$10.00
*(LTO Search) Registered Mortgage	\$10.00
*(LTO Search) Mortgage	\$10.00
LTO-Registrations Registration of CLP	\$30.00
LTO-Registrations Reg CLP on other properties	\$105.00
Clerk of the Court Clerk's Notes Ordered	\$11.00
The Government of Alberta Filing Fees / Claims (x2). Application	\$100.00
	\$9,018.30

Up to and including October 15,

GST on Disbursements	\$103.38
Taxable Disbursements	\$10,571.73
Non-Taxable	\$9,018.30
	\$19,693.41

0978421 11-24
Check # 1312(0)
Payee: ROCCO TERRIGNO
Purchaser: ROCCO TERRIGNO
Purchaser Account: 8248303618
Operator I.D.: 44901310 44001310
Funding Source: Paper (Items 1)
PAY TO THE ORDER OF ***BURLESON LLP***

CASHIER'S CHECK

SERIAL #: 7642100977
ACCOUNT#: 4881-511400

June 30, 2015

Seven thousand dollars and no cents

\$7,000.00

Payee Address:
Memo:

WELLS FARGO BANK, N.A.
10339 E DYNAMITE BLVD
SCOTTSDALE, AZ 85262
FOR INQUIRIES CALL (480) 394-3122

NOTICE TO PURCHASER: IF THIS INSTRUMENT IS LOST,
STOLEN OR DESTROYED, YOU MAY REQUEST CANCELLATION
AND REISSUANCE, AS A CONDITION TO CANCELLATION AND
REISSUANCE, WELLS FARGO & COMPANY MAY REQUIRE A
FILE AND RECORD AN INDEMNITY AGREEMENT AND OTHER

VOID IF OVER US \$ 7,000.00

NON-NEGOTIABLE

Purchaser Copy

F2004 0001 00000001

PRINTED ON LITEMARK PAPER - HOLD TO LIGHT TO VIEW. FOR ADDITIONAL SECURITY FEATURES SEE BACK.

0978421 11-24
Check # 1312(0)
Payee: ROCCO TERRIGNO
Operator I.D.: 44901310 44001310
PAY TO THE ORDER OF ***BURLESON LLP***
Seven thousand dollars and no cents
Payee Address:
Memo:
WELLS FARGO BANK, N.A.
10339 E DYNAMITE BLVD
SCOTTSDALE, AZ 85262
FOR INQUIRIES CALL (480) 394-3122

CASHIER'S CHECK

7542100977

June 30, 2015


\$7,000.00

VOID IF OVER US \$ 7,000.00

Richard Terry
CONTROLLER

⑈ 7542100977 ⑆ ⑆ 2600024881511400 ⑆

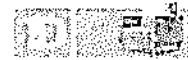
This is Exhibit I referred to in the Affidavit of
Mike Terrigno
Sworn before me this 11 Day of May, 2015
Paul Schlenker
Commissioner for Oaths or Notary Public

 Paul Schlenker
Notary Public
Maricopa County, Arizona
My Comm. Expires 05-16-19

EXCHANGE-RATES.org

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Be rewarded for your good driving record.
 Find out how you can save on car insurance.
 TD Insurance Decreasing Deductible



US Dollars (USD) to Canadian Dollars (CAD) exchange rate for June 30, 2015

Convert	To	Result
1 USD	CAD	1.2489 CAD
100 USD	CAD	124.89 CAD
10,000 USD	CAD	12,489.30 CAD
1,000,000 USD	CAD	1,248,920.00 CAD

CAD to USD Rates on 6/30/2015 (/Rate/CAD/USD/6-30-2015)

\$ 8,742.30

BLACK FRIDAY 40% OFF

2015 COROLLA LE CVT
 LEASE FOR **\$55** AT **0%** FOR 36 MONTHS
APR
 With \$1699 down payment with \$500 lease assist applied. Includes freight and fees. Taxes extra. SEE MSRP

2015 COROLLA LE CVT XLE Plug-In Hybrid **IS ON!**

Black Friday Sale
Up to 70% off

Currency Converter

Amount:	1
From:	US Dollar (USD) ▼

COURT FILE NUMBER 1501-11817

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFF/APPLICANT EASY LOAN CORPORATION and MIKE TERRIGNO

DEFENDANTS/RESPONDENTS BASE MORTGAGE & INVESTMENTS LTD., BASE FINANCE LTD. ARNOLD BREITKREUTZ, SUSAN BREITKREUTZ, SUSAN WAY, AND GP ENERGY INC.

DOCUMENT AFFIDAVIT

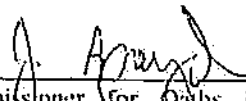
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT Mike Terrigno
212-10a ST NW
Calgary Alberta T2N 1W6
mike@terrigno.ca

AFFIDAVIT OF MIKE TERRIGNO
Sworn on November 15, 2018

I, Mike Terrigno, of Calgary, Alberta, SWEAR AND SAY THAT:

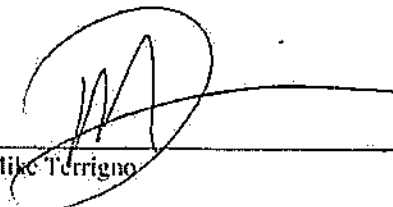
1. I am a Plaintiff herein. As such, I have personal knowledge of all matters hereinafter deposed except where stated to be based upon information or belief and where so stated I verily believe the same to be true.
2. Attached to this my affidavit and marked as Exhibit "A" are the true copies of the legal invoices up to and including the date of receivership.
3. I swear this affidavit to provide evidence herein and for no improper purpose.

SWORN BEFORE ME at Calgary Alberta,)
this 15 day of November, 2018.)



Commissioner for Oaths in and for the)
Province of Alberta)

JULIANNA APAYDIN
A Commissioner for Oaths
in and for the Province of Alberta
My Appointment expires October 15, 2021



Mike Terrigno)

"THIS IS EXHIBIT" A
 referred to in the Affidavit of
Mike Terrigno
 Sworn before me this 15
 day of November, 2015
J. Howard
 A Commissioner for the Province of Alberta

BILLINGTON
 BARRISTERS
 Experienced Litigation Counsel

1910, 717 - 7th Avenue SW
 Calgary, AB T2P 0Z3
 (403) 930-4100

www.BillingtonBarristers.com

LIANNA ARNDT
 A Commissioner for the Province of Alberta
 in and for the Province of Alberta
 My Appointment expires on 15, 2021

Statement as of October 15, 2015
 Statement No. 3673

Mike Terrigno
 c/o Chris Souster
 Riverside Law Office
 4108 Montgomery View NW
 Calgary, AB T3B 0L9

15047-001 RNB: Base Mortgage & Investments Ltd. and Base Finance Ltd.

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		the differences via highlight.		
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15/10/2015	AN	Review of cases and draft of Order	4.50	675.00
			Sub-total Fees:	<u>15,310.00</u>
			GST on Fees:	765.50

		Rate Summary	
Richard N. Billington, Q.C.		20.90 hours	13,585.00
Alyx Nanji		11.50 hours	1,725.00
		Total hours: <u>32.40</u>	

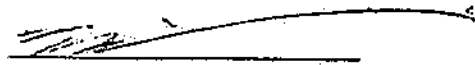
Disbursements		Amount
	Photocopies	6.50
13/10/2015	Searches	25.72
13/10/2015	Searches - Tax Exempt*	49.50
13/10/2015	Searches - Tax Exempt*	33.00
13/10/2015	Searches	12.85
13/10/2015	Searches - Tax Exempt*	16.50
13/10/2015	Searches	38.58
15/10/2015	Printing/Scanning Charges	160.80

Sub-total Disbursements:	<u>343.46</u>
GST on Disbursements:	12.22
Total Tax	777.72
Total Fees, Disbursements & GST	16,431.18
Previous Unpaid Balance	0.00
Total Payments:	5,000.00
Balance Due Now	<u>11,431.18</u>

Billington Barristers

*tax-exempt
GST No. 859843740RT0001
E.&O.E.

Per:



Richard N. Billington Q.C.

TO PAY BY VISA/MASTERCARD
PLEASE CONTACT MONIQUE EFONOFF
Mefonoff@BillingtonBarristers.com
403-930-4108

EXHIBIT 6

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Lewis, David

From: Mike Terrigno <mike@terrigno.ca>
Sent: March 23, 2019 1:55 PM
To: Van de Mosselaer, Randal
Cc: Lewis, David; Paplawski, Emily
Subject: [EXT] RE: Base Receivership - 69th ave sw assignment

Importance: High

As the court did not accept my offer, I hereby retract my offer. Please reimburse the \$10,000 by making the cheque payable to JAROC and please courier same to:

Private Banking, The Bank of Nova Scotia
Brookfield Place, Suite 1700 – 225 6 Ave SW Calgary, AB T2P 1N2
Attn.: Angie Lacroix | Associate Private Banker

Please confirm when funds will be issued. Thank you.

Thank to pea brain mr. lawyer man Pred Anic, I suspect that the piece of shit fraudster will be making an offer whether through his son or some third party to protect the ill-gotten equity in the property. I am advising you now that I will be contesting any sale to him, his son, or his cohorts and will be enforcing on my CLP registered against title that I would like to remind you has already been adjudicated and can remain on title. Any attempts to have it removed will be defended on the basis of, without limitation, *res judicata*. And I will be taking the issue to a higher court if required.

When is the receiver petitioning Base Finance into bankruptcy?

Sincerely yours,

Mike Terrigno (MBA, LL.B/J.D., REM (Harvard), CICA (tax))

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From: Van de Mosselaer, Randal [mailto:rvandemosselaer@osler.com]
Sent: Thursday, March 21, 2019 8:35 AM
To: Mike Terrigno
Cc: Lewis, David; Paplawski, Emily
Subject: RE: Base Receivership

Mike – I'm not sure how many times we need to answer this same question. We have already told you clearly that we will not agree to your request. I'm not sure what you think has changed that would result in our answer changing.

Regards,

EXHIBIT 7

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Lewis, David

From: Mike Terrigno <mike@terrigno.ca>
Sent: March 26, 2019 3:41 PM
To: Van de Mosselaer, Randal
Cc: Paplawski, Emily; Lewis, David
Subject: [EXT] RE: BDO re: Base Finance

I trust you like a trust one of these rattle snakes that slithers around in the desert.. so I am putting you on notice right now that the funds you hold in trust were provided to me by Jaroc Holdings Ltd. for the sole and exclusive purpose of purchasing the assignment and for no other purpose. Those funds are otherwise not my property and are imposed with a trust for the sole and exclusive benefit of Jaroc holdings Ltd. trust this is crystal clear.

You try to play with those trusts funds and you watch what happens. Again you have until the end of the day today to release them failing which I will report you to LSA for breaching trust conditions.

Sincerely yours,
Mike Terrigno [MBA, LL.B/J.D., REM (Harvard) CICA (tax)]

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From: Van de Mosselaer, Randal <rvandemosselaer@osler.com>
Sent: March 26, 2019 12:54 PM
To: Mike Terrigno <mike@terrigno.ca>
Cc: Paplawski, Emily <EPaplawski@osler.com>; Lewis, David <dlewis@bdo.ca>
Subject: RE: BDO re: Base Finance

I think that given the challenges of service on this matter that is a reasonable request.

With your permission we will make that change to paragraph 7 and submit the Order to be signed and filed.

Please confirm.

As for the \$10K deposit, we will need to seek directions from the Court on April 9 once we know where we stand vis a vis any competing offers which may be received by that date.

Regards,

OSLER

Randal Van de Mosselaer

403.260.7060 DIRECT
403.260.7024 FACSIMILE
rvandemosselaer@osler.com

Osler, Hoskin & Harcourt LLP
Suite 2500, TransCanada Tower
450 - 1st Street S.W.
Calgary, Alberta, Canada T2P 5H1

osler.com

From: Mike Terrigno <mike@terrigno.ca>
Sent: Tuesday, March 26, 2019 1:08 PM
To: Van de Mosselaer, Randal <rvandemosselaer@osler.com>
Cc: Paplawski, Emily <EPaplawski@osler.com>; Lewis, David <dlewis@bdo.ca>
Subject: RE: BDO re: Base Finance

See attached. I ask for the one change because there is no way that I can serve my material on all parties (I assume this means the investor list) by April 3. I will serve the receiver.

Please confirm that you have issued payment to reimburse my \$10k deposit as I requested.

Sincerely yours,
Mike Terrigno [MBA, LL.B/J.D., REM (Harvard) CICA (tax)]

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From: Van de Mosselaer, Randal <rvandemosselaer@osler.com>
Sent: March 26, 2019 8:11 AM
To: Mike Terrigno <mike@terrigno.ca>
Cc: Paplawski, Emily <EPaplawski@osler.com>; Lewis, David <dlewis@bdo.ca>
Subject: BDO re: Base Finance

Mike,

Further to our appearance before Mr. Justice Jeffrey on March 22 and his direction at the conclusion of that hearing, attached is our form of Order arising out of that application.

As per Mr. Justice Jeffrey's direction, please provide us with a signed copy of this document within 48 hours, or advise as to any comments you may have on this form of Order.

Regards,

OSLER

Randal Van de Mosselaer

403.260.7080 DIRECT
403.260.7024 FACSIMILE
rvandemosselaer@osler.com

Osler, Hoskin & Harcourt LLP
Suite 2500, TransCanada Tower
450 - 1st Street S.W.
Calgary, Alberta, Canada T2P 5H1

osler.com

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.....

EXHIBIT 8

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Lewis, David

From: Mike Terrigno <mike@terrigno.ca>
Sent: March 23, 2019 7:19 PM
To: Van de Mosselaer, Randal; Lewis, David
Subject: [EXT] IMPORTANT Base finance
Attachments: doc20190323191200.pdf

Importance: High

Randal, you greedy piece of shit. I had a nice long chat with my father today. Looks like you took on this file knowing you are conflicted and you didn't tell the receiver just to line your slime ball pocket at the expense of investors. I knew you were stupid but I didn't realize just how stupid you truly are. You should call ALIA.

David, I do not blame you for the greedy piece of shit misleading you but given the continued incompetence, negligence and little, if any, value provided by the receiver, I think it's time for the receiver to hang up its hat and go away.

My previous offer of Billington taking a 25% reduction (10% more than current) and the receiver taking 20% reduction (5% more than current) is revoked. I will be seeking substantial reimbursement of all fees paid to the receiver and its legal counsels.

You can both expect seeing another law suit from me.

Have a nice weekend.

Sincerely yours,

Mike Terrigno (MBA, LL.B/J.D., REM (Inward), CICA (tax))

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COURT FILE NUMBER 1501-11817

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFF/APPLICANT EASY LOAN CORPORATION AND MIKE TERRIGNO

DEFENDANTS/RESPONDENTS BASE MORTGAGE & INVESTMENTS LTD., BASE FINANCE LTD., ARNOLD BREITKREUTZ, SUSAN BREITKREUTZ, SUSAN WAY AND GP ENERGY INC.

DOCUMENT AFFIDAVIT

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT RIVERSIDE LAW OFFICE
4108 Montgomery View NW
Calgary Alberta T3B 0L9
Tel 403 685 4224
Fax 403 685 4225
Attn: Christopher Souster

AFFIDAVIT OF ROCCO TERRIGNO

Sworn on March 23, 2019

I, Rocco Terrigno, of Calgary, Alberta, SWEAR AND SAY THAT:

1. I am related to the Plaintiffs and was an investor in Base Finance Ltd. As such, I have personal knowledge of all matters hereinafter deposed except where stated to be based upon information or belief and where so stated I verily believe the same to be true.
2. It has come to my attention that Randal Van de Mosselaer is the receiver's legal counsel to which I take issue because he was also one of my family's lawyers for many years when he was a partner at Macleod Dixon LLP as it was then.
3. Macleod Dixon LLP represented Mike Terrigno, and I (and other of my immediate family members and related corporate entities) that have transacted with Base Finance Ltd., including but not limited to Terrigno Investments Inc. Macleod Dixon LLP represented us from about 1990 to 2003.

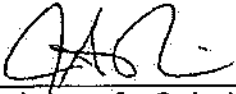
Attached to this my affidavit and marked as Exhibit "A" is a true copy of a billing summary (on just one of my many files) generated by Macleod Dixon LLP evidencing the foregoing.

4. All of these entities including Mike Terrigno and I are interested parties in these proceedings specifically, as a result of, but not limited to, the claw back proceedings that the receiver wishes to undertake.
5. During my client-solicitor relationship with Macleod Dixon LLP, I had numerous meetings with Randal Van de Mosselaer over many years in which I provided private and confidential information to him (and his former partners) and obtained legal advice for my family and our various corporate entities that are interested parties in these proceedings. The private and confidential information disclosed to Randal Van de Mosselaer (and his former partners at Macleod Dixon LLP) include but is not limited to:
 - a. Financial statements, employment information, banking information, accounting records, bank statements, organizational structure, income tax returns, personal and corporate tax information, asset protection strategies, tax structures, asset lists, and other financial material (including investments with Base Finance Ltd.) that readily identifies our financial strategies and financial means, both present and future, for each of my family members and corporate entities such as but not limited to Terrigno Investments Inc.

Hereinafter referred to as (the "Confidential Information")

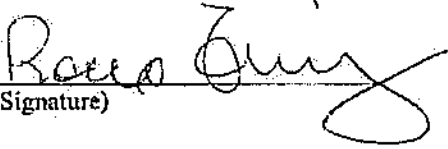
6. My relationship with Randal Van de Mosselaer was close enough that he was a regular customer at one of my family's restaurants (Osteria De Medici) in Calgary, Alberta where we would spend time together outside of his office. During his visits at my restaurant, we would discuss private and confidential legal matters that I understood were within the purview of solicitor-client relationship.
7. However, the solicitor-client relationship with Randal Van de Mosselaer and Macleod Dixon LLP ended badly due to overbilling issues that resulted in a lawsuit between Macleod Dixon LLP and my family and our various corporate entities under QB Action 0201-14338. The law suit was resolved in about 2008 by Macleod Dixon LLP cancelling and/or repaying \$50,000 in legal fees. As a result, my relationship ended with Randal Van de Mosselaer, and other partners, at Macleod Dixon LLP.
8. I am concerned that the Confidential Information that is relevant to the matter at hand in these proceedings disclosed to Randal Van de Mosselaer may be used against my family and/or corporate entities that are interested parties in these proceedings.
9. I swear this affidavit to provide evidenced in this Action and for no improper purpose.

SWORN BEFORE ME at Calgary
Alberta, this 23 day of March,
2019.



(Commissioner for Oaths in and for
the Province of Alberta)

Jonathan Lewis QC
Alberta Lawyer



(Signature)

Details of time entries worked on Matter #174507 - Terigno Investments re: Tax Matters

Date Worked	Date Entered	Type	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Year of Hours	Fees Billed	Vouchers
								Hours	Amount	Hours	Amount			
22 Mar 2000	17-Apr-00	AWS	1.00	512.00	25 May 2000	201853	Billed	1.00	512.00					
4 Apr 2000	17-Apr-00	AWS	1.00	320.00	25 May 2000	201853	Billed	1.00	320.00					
5 Apr 2000	8-Apr-00	OAP	3.00	960.00	25 May 2000	201853	Billed	3.00	960.00					
7 Apr 2000	16-Apr-00	OAP	0.20	64.00	25 May 2000	201853	Billed	0.20	64.00					
12 Apr 2000	17-Apr-00	AWS	0.70	224.00	25 May 2000	201853	Billed	0.70	224.00					
13 Apr 2000	17-Apr-00	AWS	0.70	224.00	25 May 2000	201853	Billed	0.70	224.00					
18 Apr 2000	27-Apr-00	AWS	0.50	160.00	25 May 2000	201853	Billed	0.50	160.00					
27 Apr 2000	1-May-00	AWS	0.30	96.00	25 May 2000	201853	Billed	0.30	96.00					
27 Apr 2000	28-Apr-00	OAP	0.50	160.00	25 May 2000	201853	Billed	0.50	160.00					
28 Apr 2000	1-May-00	AWS	1.00	320.00	25 May 2000	201853	Billed	1.00	320.00					
28 Apr 2000	1-May-00	OAP	0.30	96.00	25 May 2000	201853	Billed	0.30	96.00					
1 May 2000	12-May-00	AWS	0.60	192.00	25 May 2000	201853	Billed	0.60	192.00					
2 May 2000	3-May-00	OAP	0.10	32.00	25 May 2000	201853	Billed	0.10	32.00					
4 May 2000	8-May-00	JKM1	2.50	750.00	25 May 2000	201853	Billed	2.50	750.00					
4 May 2000	8-May-00	OAP	3.00	960.00	25 May 2000	201853	Billed	3.00	960.00					
5 May 2000	8-May-00	JKM1	1.50	450.00	25 May 2000	201853	Billed	1.50	450.00					
5 May 2000	8-May-00	OAP	0.20	64.00	25 May 2000	201853	Billed	0.20	64.00					
6 May 2000	8-May-00	JKM1	3.00	900.00	25 May 2000	201853	Billed	3.00	900.00					
8 May 2000	8-May-00	JKM1	0.60	180.00	25 May 2000	201853	Billed	0.60	180.00					
9 May 2000	12-May-00	AWS	1.60	512.00	25 May 2000	201853	Billed	1.60	512.00					
9 May 2000	10-May-00	JKM1	0.40	120.00	25 May 2000	201853	Billed	0.40	120.00					
9 May 2000	10-May-00	OAP	1.50	480.00	25 May 2000	201853	Billed	1.50	480.00					
14 May 2000	15-May-00	JKM1	4.00	1200.00	25 May 2000	201853	Billed	4.00	1200.00					
16 May 2000	16-May-00	JKM1	0.20	60.00	25 May 2000	201853	Billed	0.20	60.00					
								28.50	8,456.00			6,486.00	7,252.00	696.00
16 May 2000	16-May-00	JKM1	3.20	960.00	29 Jun 2000	203540	Billed	3.20	960.00					
16 May 2000	16-May-00	OAP	0.50	160.00	29 Jun 2000	203540	Billed	0.50	160.00					
17 May 2000	18-May-00	JKM1	1.20	360.00	29 Jun 2000	203540	Billed	1.20	360.00					
17 May 2000	18-May-00	OAP	0.50	160.00	29 Jun 2000	203540	Billed	0.50	160.00					
18 May 2000	23-May-00	JKM1	1.00	300.00	29 Jun 2000	203540	Billed	1.00	300.00					
18 May 2000	23-May-00	JKM1	0.10	30.00	29 Jun 2000	203540	Billed	0.10	30.00					
24 May 2000	25-May-00	JKM1	3.70	1110.00	29 Jun 2000	203540	Billed	3.70	1110.00					
24 May 2000	25-May-00	OAP	1.50	480.00	29 Jun 2000	203540	Billed	1.50	480.00					
28 May 2000	13-Jun-00	AWS	1.50	480.00	29 Jun 2000	203540	Billed	1.50	480.00					
29 May 2000	30-May-00	JKM1	0.20	60.00	29 Jun 2000	203540	Billed	0.20	60.00					
30 May 2000	31-May-00	JKM1	1.80	540.00	29 Jun 2000	203540	Billed	1.80	540.00					
31 May 2000	6-Jun-00	JKM1	1.80	540.00	29 Jun 2000	203540	Billed	1.80	540.00					
31 May 2000	1-Jun-00	OAP	1.50	480.00	29 Jun 2000	203540	Billed	1.50	480.00					
3 Jun 2000	6-Jun-00	JKM1	1.00	300.00	29 Jun 2000	203540	Billed	1.00	300.00					

This is Exhibit "A" referred to in the Affidavit of Rocco Terrigno
 Sworn before me this 23 Day of March, A.D. 2019
 A Notary Public, Commissioner for Oaths in and for the Province of Alberta
Jonathan Lewis
 Alberta Lawyer

Date Worked	Date Entered	Time	Hourly	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Deduced from Printed Invoice		Variance	Fees Billed	Variance
								Hours	Amount	Hours	Amount			
8 Jun 2000	13-Jun-00	AWS	0.30	93.00	29 Jun 2000	203540	Billed	0.30	93.00					
8 Jun 2000	13-Jun-00	JKM1	4.20	357.00	29 Jun 2000	203540	Billed	4.20	357.00					
9 Jun 2000	13-Jun-00	AWS	1.50	480.00	29 Jun 2000	203540	Billed	1.50	480.00					
9 Jun 2000	13-Jun-00	JKM1	2.30	187.00	29 Jun 2000	203540	Billed	2.30	187.00					
9 Jun 2000	13-Jun-00	OAP	0.40	126.00	29 Jun 2000	203540	Billed			0.40	126.00			
10 Jun 2000	13-Jun-00	JKM1	3.80	331.50	29 Jun 2000	203540	Billed	3.80	331.50					
14 Jun 2000	19-Jun-00	JKM1	0.10	8.50	29 Jun 2000	203540	Billed	0.10	8.50					
27 Jun 2000	28-Jun-00	JKM1	0.10	8.50	29 Jun 2000	203540	Billed			0.10	8.50			
27 Jun 2000	28-Jun-00	OAP	0.30	66.00	29 Jun 2000	203540	Billed							
								28.70	3,403.00	4.50	1,255.50	4,669.50	5,219.50	560.00
4 Jul 2000	13-Jul-00	JKM1	0.10	8.50	29 Sep 2000	207998	Billed	0.10	8.50					
8 Jul 2000	12-Jul-00	JKM1	0.10	8.50	29 Sep 2000	207998	Billed	0.10	8.50					
9 Jul 2000	12-Jul-00	JKM1	2.00	170.00	29 Sep 2000	207998	Billed	2.00	170.00					
10 Jul 2000	12-Jul-00	JKM1	0.10	8.50	29 Sep 2000	207998	Billed	0.10	8.50					
24 Jul 2000	25-Jul-00	JKM1	0.30	31.00	29 Sep 2000	207998	Billed	0.30	31.00					
25 Jul 2000	31-Jul-00	JKM1	0.40	44.00	29 Sep 2000	207998	Billed	0.40	44.00					
28 Jul 2000	31-Jul-00	JKM1	0.50	55.00	29 Sep 2000	207998	Billed	0.50	55.00					
27 Jul 2000	31-Jul-00	JKM1	2.70	207.00	29 Sep 2000	207998	Billed	2.70	207.00					
28 Jul 2000	31-Jul-00	JKM1	3.00	330.00	29 Sep 2000	207998	Billed	3.00	330.00					
1 Sep 2000	9-Sep-00	JKM1	0.10	12.00	29 Sep 2000	207998	Billed	0.10	12.00					
5 Sep 2000	7-Sep-00	JKM1	0.20	24.00	29 Sep 2000	207998	Billed	0.20	24.00					
6 Sep 2000	13-Sep-00	AWS	0.10	117.00	29 Sep 2000	207998	Billed	0.10	117.00					
6 Sep 2000	7-Sep-00	JKM1	0.20	24.00	29 Sep 2000	207998	Billed			0.20	24.00			
13 Sep 2000	19-Sep-00	JKM1	0.30	38.00	29 Sep 2000	207998	Billed	0.30	38.00					
14 Sep 2000	19-Sep-00	JKM1	0.50	60.00	29 Sep 2000	207998	Billed	0.50	60.00					
15 Sep 2000	19-Sep-00	JKM1	1.00	360.00	29 Sep 2000	207998	Billed	1.00	360.00					
15 Sep 2000	19-Sep-00	OAP	2.00	720.00	29 Sep 2000	207998	Billed			2.00	720.00			
18 Sep 2000	19-Sep-00	JKM1	1.50	160.00	29 Sep 2000	207998	Billed	1.50	160.00					
18 Sep 2000	19-Sep-00	OAP	2.50	875.00	29 Sep 2000	207998	Billed			2.50	875.00			
19 Sep 2000	29-Sep-00	AWS	1.00	330.00	29 Sep 2000	207998	Billed	1.00	330.00					
21 Sep 2000	28-Sep-00	JKM1	0.10	12.00	29 Sep 2000	207998	Billed	0.10	12.00					
22 Sep 2000	27-Sep-00	JKM1	0.20	24.00	29 Sep 2000	207998	Billed	0.20	24.00					
23 Sep 2000	29-Sep-00	AWS	0.50	195.00	29 Sep 2000	207998	Billed	0.50	195.00					
								17.38	2,406.50	4.70	1,779.00	4,187.50	4,295.50	188.00
29 Sep 2000	5-Oct-00	JKM1	0.70	84.00	27 Oct 2000	209246	Billed	0.70	84.00					
3 Oct 2000	5-Oct-00	JKM1	0.10	12.00	27 Oct 2000	209246	Billed	0.10	12.00					
5 Oct 2000	6-Oct-00	JKM1	0.50	60.00	27 Oct 2000	209246	Billed	0.50	60.00					
12 Oct 2000	17-Oct-00	AWS	0.50	234.00	27 Oct 2000	209246	Billed	0.50	234.00					
12 Oct 2000	19-Oct-00	JKM1	6.00	720.00	27 Oct 2000	209246	Billed	6.00	720.00					
13 Oct 2000	17-Oct-00	AWS	1.00	390.00	27 Oct 2000	209246	Billed			1.00	390.00			

Date Worked	Date Entered	Type	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Yours B.T.	Fees Billed	Variance
								Hours	Amount	Hours	Amount			
13 Oct 2000	19-Oct-00	JKM1	4.00	518.00	27 Oct 2000	209246	Billed	4.00	518.00					
14 Oct 2000	19-Oct-00	JKM1	4.50	540.00	27 Oct 2000	209246	Billed	4.50	540.00					
18 Oct 2000	19-Oct-00	AWS	1.00	380.00	27 Oct 2000	209246	Billed			1.00	380.00			
18 Oct 2000	19-Oct-00	JKM1	1.70	204.00	27 Oct 2000	209246	Billed			1.70	204.00			
16 Oct 2000	17-Oct-00	CAP	1.70	653.00	27 Oct 2000	209246	Billed	1.70	653.00					
17 Oct 2000	19-Oct-00	AWS	0.70	273.00	27 Oct 2000	209246	Billed	0.70	273.00					
17 Oct 2000	19-Oct-00	JKM1	5.70	694.00	27 Oct 2000	209246	Billed			5.70	694.00			
18 Oct 2000	19-Oct-00	AWS	0.50	185.00	27 Oct 2000	209246	Billed	0.50	185.00					
18 Oct 2000	19-Oct-00	JKM1	1.20	144.00	27 Oct 2000	209246	Billed			1.20	144.00			
19 Oct 2000	24-Oct-00	AWS	0.30	117.00	27 Oct 2000	209246	Billed			0.30	117.00			
18 Oct 2000	24-Oct-00	JKM1	0.50	60.00	27 Oct 2000	209246	Billed	0.50	60.00					
20 Oct 2000	24-Oct-00	AWS	1.00	380.00	27 Oct 2000	209246	Billed	1.00	380.00					
20 Oct 2000	24-Oct-00	JKM1	0.30	36.00	27 Oct 2000	209246	Billed			0.30	36.00			
23 Oct 2000	24-Oct-00	JKM1	1.00	120.00	27 Oct 2000	209246	Billed	1.00	120.00					
								22.16	3,867.00	11.20	1,863.00	4,832.00	4,860.00	(1,172.00)
24 Oct 2000	6-Nov-00	JKM1	1.00	120.00	22 Dec 2000	212729	Billed	1.00	120.00					
25 Oct 2000	31-Oct-00	AWS	0.70	273.00	22 Dec 2000	212729	Billed	0.70	273.00					
25 Oct 2000	6-Nov-00	JKM1	0.60	72.00	22 Dec 2000	212729	Billed			0.60	72.00			
25 Oct 2000	27-Oct-00	CAP	0.70	273.00	22 Dec 2000	212729	Billed			0.70	273.00			
28 Oct 2000	31-Oct-00	AWS	0.50	195.00	22 Dec 2000	212729	Billed	0.50	195.00					
28 Oct 2000	6-Nov-00	JKM1	0.60	60.00	22 Dec 2000	212729	Billed			0.50	60.00			
27 Oct 2000	6-Nov-00	JKM1	1.00	120.00	22 Dec 2000	212729	Billed	1.00	120.00					
7 Nov 2000	9-Nov-00	JKM1	0.10	12.00	22 Dec 2000	212729	Billed	0.10	12.00					
15 Nov 2000	20-Nov-00	JKM1	1.50	180.00	22 Dec 2000	212729	Billed	1.50	180.00					
15 Nov 2000	17-Nov-00	CAP	1.50	565.00	22 Dec 2000	212729	Billed			1.50	565.00			
17 Nov 2000	1-Dec-00	AWS	0.70	273.00	22 Dec 2000	212729	Billed	0.70	273.00					
21 Nov 2000	23-Nov-00	JKM1	0.10	12.00	22 Dec 2000	212729	Billed	0.10	12.00					
25 Nov 2000	29-Nov-00	JKM1	8.50	1,140.00	22 Dec 2000	212729	Billed			8.50	1,140.00			
25 Nov 2000	27-Nov-00	CAP	10.00	3,900.00	22 Dec 2000	212729	Billed	10.00	3,900.00					
26 Nov 2000	29-Nov-00	JKM1	8.00	960.00	22 Dec 2000	212729	Billed	8.00	960.00					
26 Nov 2000	29-Nov-00	CAP	3.00	1,170.00	22 Dec 2000	212729	Billed			3.00	1,170.00			
30 Nov 2000	1-Dec-00	AWS	1.60	624.00	22 Dec 2000	212729	Billed			1.60	624.00			
30 Nov 2000	4-Dec-00	JKM1	0.60	96.00	22 Dec 2000	212729	Billed			0.60	96.00			
30 Nov 2000	1-Dec-00	CAP	0.50	185.00	22 Dec 2000	212729	Billed	0.50	185.00					
2 Dec 2000	4-Dec-00	JKM1	6.00	720.00	22 Dec 2000	212729	Billed	6.00	720.00					
2 Dec 2000	4-Dec-00	CAP	4.50	1,755.00	22 Dec 2000	212729	Billed			4.50	1,755.00			
3 Dec 2000	4-Dec-00	JKM1	7.20	864.00	22 Dec 2000	212729	Billed			7.20	864.00			
3 Dec 2000	4-Dec-00	CAP	0.00	3,510.00	22 Dec 2000	212729	Billed	0.00	3,510.00					
4 Dec 2000	6-Dec-00	JKM1	4.50	540.00	22 Dec 2000	212729	Billed	4.50	540.00					
4 Dec 2000	6-Dec-00	CAP	8.00	2,340.00	22 Dec 2000	212729	Billed			8.00	2,340.00			

Date Worked	Date Entered	Type	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Value of Hours	Hours Billed	Variance
								Hours	Amount	Hours	Amount			
5 Dec 2000	6-Dec-00	JCM1	1.40	180.00	22 Dec 2000	212729	Billed	1.40	180.00					
5 Dec 2000	6-Dec-00	OAP	0.50	195.00	22 Dec 2000	212729	Billed			0.50	195.00			
6 Dec 2000	7-Dec-00	JCM1	1.50	225.00	22 Dec 2000	212729	Billed	1.50	225.00					
6 Dec 2000	7-Dec-00	OAP	2.50	975.00	22 Dec 2000	212729	Billed			2.50	975.00			
								46.50	11,006.00	38.00	10,143.00	21,559.00	17,157.00	(4,392.00)
9 Jan 2001	10-Jan-01	AWS	1.50	675.00	22 Jun 2001	221848	Billed	1.50	675.00					
5 Feb 2001	6-Feb-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00					
20 Feb 2001	21-Feb-01	JCM1	0.30	60.00	22 Jun 2001	221848	Billed	0.30	60.00					
22 Feb 2001	23-Feb-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00					
23 Feb 2001	27-Feb-01	JCM1	0.40	80.00	22 Jun 2001	221848	Billed	0.40	80.00					
28 Feb 2001	1-Mar-01	JCM1	0.40	80.00	22 Jun 2001	221848	Billed	0.40	80.00					
6 Mar 2001	7-Mar-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	0.10	20.00					
15 Mar 2001	16-Mar-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00					
18 Mar 2001	20-Mar-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00					
22 Mar 2001	26-Mar-01	JCM1	1.50	300.00	22 Jun 2001	221848	Billed	1.50	300.00					
23 Mar 2001	26-Mar-01	JCM1	2.50	500.00	22 Jun 2001	221848	Billed	2.50	500.00					
26 Mar 2001	27-Mar-01	JCM1	0.30	60.00	22 Jun 2001	221848	Billed	0.30	60.00					
27 Mar 2001	27-Apr-01	JCM1	0.70	140.00	22 Jun 2001	221848	Billed	0.70	140.00					
28 Mar 2001	2-Apr-01	JCM1	1.50	300.00	22 Jun 2001	221848	Billed	1.50	300.00					
29 Mar 2001	2-Apr-01	JCM1	2.20	440.00	22 Jun 2001	221848	Billed			2.20	440.00			
19 Mar 2001	2-Apr-01	OAP	2.00	900.00	22 Jun 2001	221848	Billed	2.00	900.00					
30 Mar 2001	2-Apr-01	JCM1	1.50	300.00	22 Jun 2001	221848	Billed			1.50	300.00			
30 Mar 2001	2-Apr-01	OAP	0.70	315.00	22 Jun 2001	221848	Billed			0.70	315.00			
9 Apr 2001	12-Apr-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00					
12 Apr 2001	30-Apr-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	0.10	20.00					
17 Apr 2001	30-Apr-01	JCM1	1.20	240.00	22 Jun 2001	221848	Billed	1.20	240.00					
18 Apr 2001	30-Apr-01	JCM1	2.50	500.00	22 Jun 2001	221848	Billed	2.50	500.00					
19 Apr 2001	30-Apr-01	JCM1	1.30	260.00	22 Jun 2001	221848	Billed	1.30	260.00					
20 Apr 2001	30-Apr-01	JCM1	0.40	80.00	22 Jun 2001	221848	Billed	0.40	80.00					
23 Apr 2001	30-Apr-01	JCM1	1.50	300.00	22 Jun 2001	221848	Billed	1.50	300.00					
25 Apr 2001	30-Apr-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	0.10	20.00					
9 May 2001	18-May-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00					
23 May 2001	28-May-01	JCM1	0.40	80.00	22 Jun 2001	221848	Billed	0.40	80.00					
24 May 2001	28-May-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00					
6 Jun 2001	11-Jun-01	JCM1	1.00	200.00	22 Jun 2001	221848	Billed			1.00	200.00			
6 Jun 2001	7-Jun-01	OAP	2.00	900.00	22 Jun 2001	221848	Billed	2.00	900.00					
7 Jun 2001	11-Jun-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	0.10	20.00					
11 Jun 2001	16-Jun-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	0.10	20.00					
12 Jun 2001	16-Jun-01	JCM1	3.00	600.00	22 Jun 2001	221848	Billed			3.00	600.00			
12 Jun 2001	13-Jun-01	OAP	2.00	900.00	22 Jun 2001	221848	Billed	2.00	900.00					

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Date Worked	Date Entered	Time	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Variance	
								Hours	Amount	Hours	Amount		
17 Jun 2001	18-Jun-01	JKM1	7.00	1,400.00	22 Jun 2001	221848	Billed	7.00	1,400.00				
18 Jun 2001	19-Jun-01	JKM1	0.50	100.00	22 Jun 2001	221848	Billed	0.50	100.00				
18 Jun 2001	19-Jun-01	OAP	0.50	225.00	22 Jun 2001	221848	Billed	0.50	225.00				
19 Jun 2001	22-Jun-01	JKM1	0.50	100.00	22 Jun 2001	221848	Billed	0.50	100.00				
20 Jun 2001	22-Jun-01	JKM1	0.50	100.00	22 Jun 2001	221848	Billed	0.50	100.00				
21 Jun 2001	22-Jun-01	JKM1	1.20	240.00	22 Jun 2001	221848	Billed	1.20	240.00				
								35.50	8,215.00	7.70	1,540.00	10,755.00	10,755.00
23 Jun 2001	28-Jun-01	JKM1	6.00	1,200.00	31 Jul 2001	223875	Billed	6.00	1,200.00				
23 Jun 2001	28-Jun-01	OAP	8.00	2,000.00	31 Jul 2001	223875	Billed			8.00	2,000.00		
24 Jun 2001	29-Jun-01	JKM1	7.00	1,400.00	31 Jul 2001	223875	Billed	7.00	1,400.00				
24 Jun 2001	25-Jun-01	OAP	7.00	3,150.00	31 Jul 2001	223875	Billed			7.00	3,150.00		
25 Jun 2001	28-Jun-01	JKM1	0.50	100.00	31 Jul 2001	223875	Billed	0.50	100.00				
26 Jun 2001	28-Jun-01	JKM1	2.50	600.00	31 Jul 2001	223875	Billed	2.50	600.00				
27 Jun 2001	28-Jun-01	OAP	1.50	675.00	31 Jul 2001	223875	Billed			1.50	675.00		
30 Jun 2001	3-Jul-01	JKM1	8.90	1,780.00	31 Jul 2001	223875	Billed	8.90	1,780.00				
1 Jul 2001	3-Jul-01	JKM1	9.80	1,960.00	31 Jul 2001	223875	Billed	9.80	1,960.00				
2 Jul 2001	3-Jul-01	JKM1	0.30	60.00	31 Jul 2001	223875	Billed	0.30	60.00				
3 Jul 2001	3-Jul-01	JKM1	1.80	360.00	31 Jul 2001	223875	Billed	1.80	360.00				
4 Jul 2001	5-Jul-01	JKM1	0.50	100.00	31 Jul 2001	223875	Billed	0.50	100.00				
4 Jul 2001	5-Jul-01	OAP	1.00	450.00	31 Jul 2001	223875	Billed			1.00	450.00		
12 Jul 2001	28-Jul-01	JKM1	0.20	40.00	31 Jul 2001	223875	Billed	0.20	40.00				
								37.50	7,500.00	15.50	6,975.00	14,495.00	14,495.00
31 Jul 2001	1-Aug-01	JKM1	2.50	500.00	26 Sep 2001	226506	Billed	2.50	500.00				
1 Aug 2001	20-Aug-01	JKM1	0.30	60.00	26 Sep 2001	226506	Billed	0.30	60.00				
2 Aug 2001	20-Aug-01	JKM1	0.20	40.00	26 Sep 2001	226506	Billed	0.20	40.00				
7 Aug 2001	20-Aug-01	JKM1	1.00	200.00	26 Sep 2001	226506	Billed	1.00	200.00				
8 Aug 2001	20-Aug-01	JKM1	2.00	400.00	26 Sep 2001	226506	Billed			2.00	400.00		
8 Aug 2001	8-Aug-01	OAP	2.50	1,125.00	26 Sep 2001	226506	Billed	2.50	1,125.00				
8 Aug 2001	20-Aug-01	JKM1	3.00	600.00	26 Sep 2001	226506	Billed	3.00	600.00				
10 Aug 2001	20-Aug-01	JKM1	8.60	1,720.00	26 Sep 2001	226506	Billed			8.60	1,720.00		
10 Aug 2001	14-Aug-01	OAP	4.00	1,600.00	26 Sep 2001	226506	Billed	4.00	1,600.00				
11 Aug 2001	20-Aug-01	JKM1	2.50	500.00	26 Sep 2001	226506	Billed	2.50	500.00				
13 Aug 2001	20-Aug-01	JKM1	0.40	80.00	26 Sep 2001	226506	Billed	0.40	80.00				
22 Aug 2001	28-Aug-01	JKM1	1.00	200.00	26 Sep 2001	226506	Billed	1.00	200.00				
23 Aug 2001	28-Aug-01	JKM1	1.00	200.00	26 Sep 2001	226506	Billed	1.00	200.00				
24 Aug 2001	28-Aug-01	JKM1	3.00	600.00	26 Sep 2001	226506	Billed	3.00	600.00				
28 Aug 2001	29-Aug-01	JKM1	0.50	100.00	26 Sep 2001	226506	Billed	0.50	100.00				
30 Aug 2001	31-Aug-01	JKM1	1.50	300.00	26 Sep 2001	226506	Billed	1.50	300.00				
								23.40	6,305.00	10.00	2,100.00	8,405.00	8,405.00
28 Sep 2001	27-Sep-01	JKM1	1.50	300.00	11 Dec 2001	231149	Billed	1.50	300.00				

Date Worked	Date Entered	Type	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Years of Hours	Fees Billed	Variance
								Hours	Amount	Hours	Amount			
25 Sep 2001	27-Sep-01	OAP	7.00	3,375.00	11 Dec 2001	231149	Billed			7.00	3,375.00			
26 Sep 2001	27-Sep-01	JKM1	2.00	400.00	11 Dec 2001	231149	Billed	2.00	400.00					
28 Sep 2001	27-Sep-01	OAP	1.90	885.00	11 Dec 2001	231149	Billed			1.90	885.00			
27 Sep 2001	1-Oct-01	JKM1	0.50	80.00	11 Dec 2001	231149	Billed	0.50	80.00					
26 Sep 2001	1-Oct-01	JKM1	1.00	200.00	11 Dec 2001	231149	Billed	1.00	200.00					
1 Oct 2001	10-Oct-01	JKM1	0.20	40.00	11 Dec 2001	231149	Billed	0.20	40.00					
3 Oct 2001	5-Oct-01	JKM1	0.10	20.00	11 Dec 2001	231149	Billed	0.10	20.00					
11 Oct 2001	15-Oct-01	JKM1	1.00	200.00	11 Dec 2001	231149	Billed	1.00	200.00					
19 Oct 2001	23-Oct-01	JKM1	0.50	80.00	11 Dec 2001	231149	Billed			0.50	80.00			
19 Oct 2001	23-Oct-01	OAP	0.50	105.00	11 Dec 2001	231149	Billed	0.50	105.00					
22 Oct 2001	23-Oct-01	JKM1	0.30	60.00	11 Dec 2001	231149	Billed	0.30	60.00					
26 Oct 2001	30-Oct-01	JKM1	2.00	400.00	11 Dec 2001	231149	Billed	2.00	400.00					
26 Oct 2001	30-Oct-01	OAP	2.00	900.00	11 Dec 2001	231149	Billed			2.00	900.00			
31 Oct 2001	6-Nov-01	JKM1	0.50	100.00	11 Dec 2001	231149	Billed	0.50	100.00					
5 Nov 2001	6-Nov-01	JKM1	3.00	600.00	11 Dec 2001	231149	Billed	3.00	600.00					
5 Nov 2001	6-Nov-01	OAP	1.50	675.00	11 Dec 2001	231149	Billed			1.50	675.00			
8 Nov 2001	8-Nov-01	JKM1	0.50	100.00	11 Dec 2001	231149	Billed	0.50	100.00					
29 Nov 2001	3-Dec-01	JKM1	0.50	100.00	11 Dec 2001	231149	Billed	0.50	100.00					
30 Nov 2001	3-Dec-01	JKM1	0.20	40.00	11 Dec 2001	231149	Billed	0.20	40.00					
								13.40	2,755.00	12.60	5,595.00	6,350.00	8,360.00	
TOTAL OF BILLED ENTRIES			138.50	84,754.50				434.80	51,325.00	198.20	87,244.00	84,764.50	80,939.00	(3,815.50)

26 Feb 2002	27-Feb-02	JKM1	0.20	44.00			WIP
1 Mar 2002	5-Mar-02	JKM1	4.40	968.00			WIP
2 Mar 2002	5-Mar-02	JKM1	10.40	2,310.00			WIP
3 Mar 2002	5-Mar-02	JKM1	5.50	1,210.00			WIP
4 Mar 2002	5-Mar-02	JKM1	8.00	1,760.00			WIP
5 Mar 2002	7-Mar-02	JKM1	7.10	1,562.00			WIP
6 Mar 2002	7-Mar-02	JKM1	10.50	2,310.00			WIP
7 Mar 2002	12-Mar-02	JKM1	8.40	1,408.00			WIP
8 Mar 2002	12-Mar-02	JKM1	8.60	1,892.00			WIP
9 Mar 2002	12-Mar-02	JKM1	3.50	770.00			WIP
15 Mar 2002	18-Mar-02	JKM1	0.30	66.00			WIP
16 Mar 2002	18-Mar-02	JKM1	3.00	660.00			WIP
18 Mar 2002	23-Mar-02	JKM1	2.80	550.00			WIP
20 Mar 2002	25-Mar-02	JKM1	1.00	220.00			WIP
21 Mar 2002	27-Mar-02	OAP	2.00	940.00			WIP
22 Mar 2002	27-Mar-02	OAP	1.00	470.00			WIP
24 Mar 2002	27-Mar-02	OAP	4.50	2,115.00			WIP

Date Worked	Date Entered	Type	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoices		Omitted from Printed Invoices		Fees Billed	Variance
								Hours	Amount	Hours	Amount		
25 Mar 2002	27-Mar-02	OAP	1.50	705.00			WIP						
26 Mar 2002	26-Mar-02	JCM1	0.50	132.00			WIP						
26 Mar 2002	27-Mar-02	OAP	3.50	1,045.00			WIP						
27 Mar 2002	28-Mar-02	JCM1	1.50	220.00			WIP						
27 Mar 2002	28-Mar-02	OAP	2.00	940.00			WIP						
TOTAL OF WIP ENTRIES			87.50	22,637.00									
9 May 2005	24-May-00	KJM	0.50	25.00			WIP						
GRAND TOTALS WORKED			447.50	107,878.50			WIP						
9 May 2000	24-May-00	KJM	-0.50	(25.00)			DELETION						
GRAND TOTALS AFTER W/O			447.00	107,853.50			DELETION						

EXHIBIT 9

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Osler, Hoskin & Maccourt LLP
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Calgary

November 28, 2018

Toronto

Montreal

Ottawa

Vancouver

New York

Sent By Electronic Mail (CommercialCoordinator.OBCalgary@albertacourts.ca)

Commercial Coordinator
Court of Queen's Bench of Alberta - Calgary
Calgary Courts Centre
601 - 5th Street SW
Calgary, AB T2P 5P7

Attention: Brent Dufault

Dear Sir:

Re: Mike Terrigno and Easy Loan Corporation v. Base Mortgage & Investments Ltd. et al., Action No. 1501 11817 (the "Receivership Action")

We have recently been retained as counsel to BDO Canada Limited, in its capacity as the Court-appointed Receiver of Base Mortgage & Investments Ltd. and Base Finance Ltd. (the "Receiver") in the Receivership Action. We write in relation to the application of the Receiver (the "Application") currently scheduled on the commercial list before the Honourable Mr. Justice Eamon on December 14, 2018 at 10:30 a.m. in the Receivership Action. We enclose a copy of the Application herewith for your reference.

We write to request that the Application be adjourned *sine die*. There are a number of reasons for this request. We have only very recently been retained as counsel for the Receiver and will not be in a position to proceed on the currently scheduled date. Further, we understand that as a result of various issues which have arisen in the matter over the past number of weeks (including the need to change counsel) the Receiver will not be in a position to provide the Court with copies of materials in support of its application sufficiently prior to the December 14th date. Lastly, we understand that Justice Eamon (who is the assigned commercial list Justice on December 14th) has previously indicated that he is unable to hear any matters involving Mr. Terrigno (one of the Plaintiffs in the Receivership Action). Based on the foregoing, we would ask that the application be adjourned *sine die* and the time currently reserved for the Application be released.

We can advise as well that we understand that Mr. Terrigno has filed an application in Court of Queen's Bench Action No. 1701-12992 which he had intended to speak to at the December 14th return date of the Application, but that he has already adjourned that application and agrees with the December 14th time being released.

OSLER

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We apologize for any inconvenience and appreciate your understanding and assistance in this matter.

If you have any questions or require further information, please do not hesitate to contact me at the above noted email or telephone number.

Regards,

A handwritten signature in black ink, appearing to read 'Randal Van de Mosselaer', written over a horizontal line.

Randal Van de Mosselaer

RSV:ep
Enclosure

c: Service List

Osler, Hoskin & Harcourt LLP
Suite 2500, TransCanada Tower
450 - 1st Street S.W.
Calgary, Alberta, Canada T2P 5H1
403.260.7000 MAIL
403.260.7024 FACSIMILE

OSLER

November 28, 2018

Randal Van de Mosselaer
Direct Dial: 403.260.7060
rvandemosselaer@osler.com
Our Matter Number: 1196307

BY ORDINARY MAIL

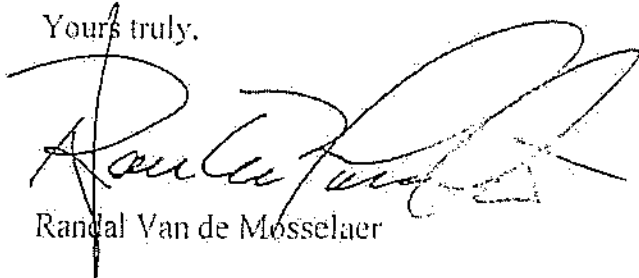
Attention: Service List

Dear Sirs/Mesdames:

Re: Mike Terrigno and Easy Loan Corporation v. Base Mortgage & Investments
Ltd. et al., Action No. 1501 11817 (the "Receivership Action")

Please find enclosed for your records correspondence sent to the Commercial Coordinator earlier today.

Yours truly,



Randal Van de Mosselaer

RSV:ep
Enclosure

Lewis, David

From: Mike Terrigno <mike@terrigno.ca>
Sent: December 13, 2018 9:45 PM
To: Van de Mosselaer, Randal; Lewis, David
Subject: [EXT] Base finance
Attachments: Doc - Dec 13 2018 - 11-06 PM.pdf

Randal u dumb fuk monkey.. you send out another letter referring to me as u did on the attached letter without speaking to me first you my friend better go speak to a priest..... i am going to look at this for defmamation.. what you wrote is misleading and cast me in a negative shadow.. . why didnt you tell the investors why the application was really adjourned and richard is gone i.e. he was in conflict, negligent and lied to investors.. instead u make me the scape goat..

U piece of shit that was sent to over 200 people including my relatives who are asking what this is about and making me look bad.... david i told u to get ur dog in check.. this is my last notice one more screw up and im shutting down ur cash cow..

Sincerely yours,

Mike Terrigno [MBA, LL.B/J.D., REM (Harvard) CICA (tax)](sent by mobile phone)Privileged/Confidential information may be contained in this message and may be subject to legal privilege. Access to this e-mail by anyone other than the noted recipient herein is unauthorized. If you are not the intended recipient (or responsible for delivery of the message to such person), you cannot use, copy, distribute or deliver to anyone this message (or any part of its contents) or take any action in reliance on it. In such case, you should destroy this message, and notify us immediately. If you have received this email in error, please notify us immediately by e-mail or telephone and delete the e-mail from any computer. If you or your employer does not consent to internet e-mail messages of this kind, please notify us immediately. All reasonable precautions have been taken to ensure no viruses are present in this e-mail. As the sender cannot accept responsibility for any loss or damage arising from the use of this e-mail or attachments we recommend that you subject these to your virus checking procedures prior to use. The views, opinions, conclusions and other informations expressed in this electronic mail are not given or endorsed by the sender unless otherwise indicated by an authorized representative independent of this message.

EXHIBIT 10

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Lewis, David

From: Mike Terrigno <mike@terrigno.ca>
Sent: March 23, 2019 7:55 PM
To: Van de Mosselaer, Randal; Lewis, David
Cc: Lewis, David
Subject: [EXT] Re: IMPORTANT Base finance

Go get legal advice. You need it.

Remove yourself from the file! And pay back all ur fees because I will be seeking full reimbursement.

Also I suggest you self report to LSA as I will be addressing this with the reciever given that you misled it in the face of knowing our my family's client solicitor relationship with you. Bloody hell you knew billington was removed for conflict/negligence and you put investors right back into the same mess.. you should through urself in the river you greedy nasty filthy pig.

Sincerely yours,

Mike Terrigno (*MBA, LL.B/J.D., REM (Harvard), CICA (tax)*)

(Sent from my smartphone)

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----- Original message -----

From: "Van de Mosselaer, Randal" <rvandemosselaer@osler.com>
Date: 2019-03-23 7:34 p.m. (GMT-07:00)
To: Mike Terrigno <mike@terrigno.ca>
Cc: "Lewis, David" <dlewis@bdo.ca>
Subject: Re: IMPORTANT Base finance

Do you care to explain what this alleged conflict is?

Randal Van de Mosselaer
M : 403-862-5588

> On Mar 23, 2019, at 7:19 PM, Mike Terrigno <mike@terrigno.ca> wrote:

>
> Randal, you greedy piece of shit. I had a nice long chat with my father today. Looks like you took on this file knowing you are conflicted and you didn't tell the receiver just to line your slime ball pocket at the expense of investors. I knew you were stupid but I didn't realize just how stupid you truly are. You should call ALIA.

>
> David, I do not blame you for the greedy piece of shit misleading you but given the continued incompetence, negligence and little, if any, value provided by the receiver, I think it's time for the receiver to hang up its hat and go away.

>
> My previous offer of Billington taking a 25% reduction (10% more than current) and the receiver taking 20% reduction (5% more than current) is revoked. I will be seeking substantial reimbursement of all fees paid to the receiver and its legal counsels.

>
> You can both expect seeing another law suit from me.

>
> Have a nice weekend.

>
> Sincerely yours,

>
> Mike Terrigno (MBA, LL.B/J.D., REM (Harvard), CICA (tax).

>
> Privileged/Confidential information may be contained in this message and may be subject to legal privilege. Access to this e-mail by anyone other than the intended is unauthorised. If you are not the intended recipient (or responsible for delivery of the message to such person), you may not use, copy, distribute or deliver to anyone this message (or any part of its contents) or take any action in reliance on it. In such case, you should destroy this message, and notify us immediately. If you have received this email in error, please notify us immediately by e-mail or telephone and delete the e-mail from any computer. If you or your employer does not consent to internet e-mail messages of this kind, please notify us immediately. All reasonable precautions have been taken to ensure no viruses are present in this e-mail. As our company cannot accept responsibility for any loss or damage arising from the use of this e-mail or attachments we recommend that you subject these to your virus checking procedures prior to use. The views, opinions, conclusions and other informations expressed in this electronic mail are not given or endorsed by the company unless otherwise indicated by an authorized representative independent of this message.

>
> <doc20190323191200.pdf>

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Le contenu du présent courriel est privilégié, confidentiel et
soumis à des droits d'auteur. Il est interdit de l'utiliser ou
de le divulguer sans autorisation.

EXHIBIT 11

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

Lewis, David

From: Mike Terrigno <mike@terrigno.ca>
Sent: March 23, 2019 8:05 PM
To: Van de Mosselaer, Randal; Lewis, David
Subject: [EXT] Re: IMPORTANT Base finance

I will give you until Wednesday march 27 to remove yourself failing which I will bring the application.

You will not be questioning me on April 18 or at all.

You will adjourn both the April 2 and April 9 applications.

David I want a meeting by no later than Thursday March 28 to discuss the receiver discharge and Randal's misconduct.

I trust this is crystal clear.

Sincerely yours,

Mike Terrigno (MBA, LL.B/J.D., REM (Harvard), CICA (tax)

(Sent from my smartphone)

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----- Original message -----

From: Mike Terrigno <mike@terrigno.ca>
Date: 2019-03-23 7:55 p.m. (GMT-07:00)
To: "Van de Mosselaer, Randal" <rvandemosselaer@osler.com>, David Lewis <dlewis@bdo.ca>
Cc: "Lewis, David" <dlewis@bdo.ca>

EXHIBIT 12

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

COURT FILE NUMBER **1501 - 11817**

COURT **COURT OF QUEEN'S BENCH OF ALBERTA**

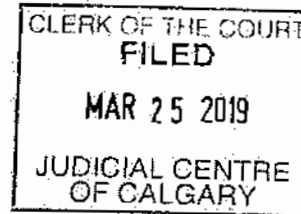
JUDICIAL CENTRE **CALGARY**

PLAINTIFFS **EASY LOAN CORPORATION and MIKE TERRIGNO**

DEFENDANT **BASE MORTGAGE & INVESTMENTS LTD., BASE FINANCE LTD., ARNOLD BREITKRUETZ, SUSAN BREITKRUETZ, SUSAN WAY and GP ENERGY INC.**

DOCUMENT **APPLICATION BY MIKE TERRIGNO**

Clerk's Stamp



ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT **Mike Terrigno
212-10a ST NW
Calgary, Alberta T2N 1W6
mike@terrigno.ca**

NOTICE TO RESPONDENT: BASE FINANCE LTD. and service list for investors

This application is made against you. You are a respondent. You have the right to state your side of this matter before the master/judge.

To do so, you must be in Court when the application is heard as shown below:

Date: **April 2, 2019**

Time: **2pm**

Where: **Calgary Court Center 601 5 St SW, Calgary, AB**

Before Whom: **Honourable Madam Justice B.E.C. Romaine – Commercial List**

Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought:

1. An order granting leave to Mike Terrigno, or any creditor of Base Finance Ltd. ("Base Finance") to petition Base Finance into bankruptcy. Alternatively, directing the receiver to petition Base Finance into bankruptcy.

2. An order granting leave to Mike Terrigno and other interested parties to pursue legal action against BDO Canada LLP and thereby lifting the stay on QB Action#1901 - 01990 (the "Negligence Claim") in which BDO is a named Defendant on such terms and conditions as the Court deems appropriate.
3. An order directing a trial of an issue, or such other procedure, to determine whether the receiver/trustee is statute barred to pursue a fraudulent preference claim on behalf of the estate unwinding certain transaction pursuant to a net/winner loser analysis.
4. An order directing the receiver/trustee to complete the aforesaid net winner/loser analysis with estate funds.
5. An order directing that the receiver shall not use estate funds for purposes of defending the Negligence Claim or its wrongdoing.
6. An order directing the receiver/trustee to assign the fraudulent preference claim to Mike Terrigno, or any creditor of Base Finance, on such terms and conditions as this Honorable Court deems fit.
7. An order directing the receiver/trustee to assign any interest of the estate available against Robert Smyth to Mike Terrigno, or any creditor of Base Finance, on such terms and conditions as this Honorable Court deems fit.
8. An order directing the receiver/trustee to assign the debtor estate claim against 69th Avenue SW property to Mike Terrigno, or any creditor of Base Finance, on such terms and conditions as this Honorable Court deems fit.
9. An order directing the receiver/trustee to assign the negligence claims against BDO Canada LLP to Mike Terrigno, or any creditor of Base Finance, on such terms and conditions as this Honorable Court deems fit.
10. An order directing the receiver/trustee to disclose to Mike Terrigno, and/or any interested party to these proceedings, the receiver's net winner/loser analysis already completed to 2004 including source material and electronic material but not working papers.
11. An order directing the receiver/trustee to assign the estate's claim against the following individuals to Mike Terrigno, or any creditor of Base Finance, on such terms and conditions as this Honorable Court deems fit. Furthermore, lifting the stay and allowing Mike Terrigno, and other Plaintiffs, to pursue their various Actions against the following parties:
 - a. Arnold Breitkruetz
 - b. Susan Breitkruetz
 - c. Susan Way
 - d. Bonnie Way
 - e. Robert Way
 - f. Lyle Hogaboani
 - g. Brian Fox
 - h. John Manolescu
 - i. BDO Canada
 - j. Such other parties as the Applicant may identify and this court deems fit to consider.

12. An order directing the receiver to file amended T5s for Base Finance on such terms and conditions as this Honorable Court deems fit.
13. An order winding down and discharging the receiver on such terms and conditions as the Court deems appropriate.
14. An order of costs on a fully indemnity basis (or such other basis as this Court deems fit) against legal counsel for the receiver, Randal van De Mossaer.
15. An order directing a process by which this application may be heard.
16. An order deeming service of this application good and sufficient.
17. An order abridging time for service of this Application.
18. Such further and other relief as this Honorable Court deems fit to grant.

Grounds for making this application:

Petition Base Finance Ltd. into Bankruptcy

19. Pursuant to section 43(1) *Bankruptcy and Insolvency Act, RSC 1985, c B-3* ("BIA"), the debts owing to the applicant creditor or the general body of creditors amount to greater than one thousand dollars and Base Finance has committed an act of bankruptcy as enumerated under s. 42(1) BIA.
20. The Applicant, and other investors including the estate, will benefit from rights under Section 38 BIA.
21. There is an overall benefit to both the general body of creditors and the estate for these proceedings to be captured under the authority of the BIA the benefit of which exceeds the small cost associated to the conversion into bankruptcy.
22. The receiver is qualified and able under the receivership order to act as a trustee.
23. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Trial of an Issue

24. There is a serious issue to be tried. Namely, whether the receiver is statute barred from pursuing the fraudulent preference proceeding to unwind certain transaction flowing through the Base Finance bank account(s) for the benefit of the general body of creditors.
25. The benefit of the trial of an issue is not only for purposes of determining whether the receiver can take the fraudulent preference proceeding or assign a viable proceeding but also what damages to the general body of creditors has been sustained by losing the right to pursue the said proceeding.

26. There is an expediency and an efficiency to resolve this issue within these proceedings due to the significant value of approximately \$45million to the general body of creditors. However, this issue must not delay the receiver from completing the net winner/loser analysis for reasons that follow.
27. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Directing the Receiver to Complete the Net Winner/Loser Analysis

28. The Net Winner/Loser Analysis is already substantially complete with little work remaining to complete it. There are efficiencies in the receiver completing the analysis.
29. There is no initiative the receiver can undertake that is of more value to the general body of creditors than to complete the Net Winner/Loser analysis given the significant amounts in issue of about \$45million dollars that could be recovered for redistribution.
30. There is adequate estate funds available to complete the initiative and the receiver has agreed to complete the analysis.
31. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Assignment of Claims/Proceedings

32. The Applicant is a creditor of Base Finance.
33. The Applicant requested the receiver to:
 - a. take proceedings relating to a fraudulent preference claim by unwinding certain transactions of Base Finance. A process more commonly known as a *Titan* proceeding by virtue of the decision rendered in *Re Titan Investments Limited Partnership*, (Judicature Act), 2005 ABQB 637.
 - b. to take proceedings against Robert Smyth.
 - c. to take proceedings against property located at 69th ave sw Calgary, Alberta
 - d. to take proceedings against John Manolescu, Brian Fox, Lyle Hoagboom, Bonnie Way, Susan Way, Quinn Briekrutz, Arnold Briekrutz, Susan Briekrutz, who are defendants in various QB Actions already filed in which the Plaintiffs are the Applicant and other related parties.
34. Regarding the Titan proceeding, the financial records of Base Finance are sufficiently detailed and complete to conduct the fraudulent preference proceeding. However, the receiver is unable to do so in a cost-effective manner. The Applicant has received quotes from various accountants and lawyers that demonstrate it can complete the fraudulent preference proceeding for ¼ of the receiver's cost. Furthermore, the receiver has shown to be incompetent, negligent and interested

in its own profits disregarding its duties as a court official to the detriment of creditors thereby causing a negligence claim exceeding \$45million dollars.

35. The fraudulent proceeding has many precedents to support the process such as but not limited to Re Titan Investments Limited Partnership, (Judicature Act), 2005 ABQB 637. The process is not novel. The Applicant can take the proceedings in a more far more cost-effective manner than the receiver.
36. There are significant sums that can be recovered pursuing the fraudulent preference proceedings and it is necessarily the only process that will allow the Applicant, and any creditor, to recover from the Ponzi scheme.
37. The fraudulent preference proceeding is the normal operating procedure in dealing with recovery for Ponzi scheme victims.
38. Regarding the assignment of claims against the aforesaid individuals, the receiver has thus far refused or neglected to take proceedings against the aforesaid individuals. Furthermore, it is now statute barred in doing so. As the Applicant has already filed claims against the aforesaid individuals it has the only viable action from which proceedings can be pursued.
39. The Applicant is prepared to take the assignments and allow other creditors to participate pursuant to the normal procedure available under ss.38 BIA.
40. There is threshold merit to the proposed proceedings.
41. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Lifting Stay of Proceedings

42. By order of Madam Justice Romaine granted on June 4, 2018, the Applicant and related Plaintiffs in various QB Actions were stayed to allow the receiver to proceed against the Defendants without interference.
43. To date, the receiver has taken no action against the Defendants in the stayed QB Actions.
44. The receiver does not have sufficient funds to proceed against the said Defendants.
45. It is just and equitable to allow the Applicant and related Plaintiffs to pursue their personal claims against the Defendants in the applicable QB Actions.
46. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Amended T5s

47. The Applicant, and the general body of investors of the Ponzi scheme, were issued T5 slips for purposes of recording interest income earned. Of course, the interest payments were false and were simply a repayment of capital pursuant to the operations of the Ponzi scheme.
48. The Applicant, and the general body of investors of Base Finance Ponzi scheme, have been denied the recharacterization of the T5 income ("interest income") as return of capital by the Canada Revenue Agency. Said differently, the Applicant, and the general body of investors of Base Finance have been denied income tax deductions or proper tax treatment of the "interest" payment by Canada Revenue Agency.
49. The Canada Revenue Agency has advised those who have been denied applicable tax treatment that Base Finance is to issue amended T5 slips in order to obtain the requisite tax treatment/deductions. Namely, the recharacterization of interest income to return of capital.
50. The T5 slips should be amended to \$0 and submitted to the Canada Revenue Agency in order for investors to obtain proper tax treatment of the funds received from the Ponzi scheme.
51. It has been years that the receiver/trustee has been dealing with this nominal issue and nothing has been resolved to assist the general body of investors/creditors who remain highly prejudiced by this.
52. In fact, steps that were taken by Richard Billington regarding this issue were improper thereby causing unnecessary delay and expense to the estate. Furthermore, despite the Applicant seeking clarity as to why the receiver does not simply amend the T5s has fallen on deaf ears and it appears that replacement counsel is also fumbling with this nominal issue without properly advising the general body of investors/creditors of the issue.
53. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Winding Down and Discharging the Receiver

54. Limited steps remain for the receiver to conclude the estate administration. As the applicant understands, the receiver has the following steps:
 - A) Opposing Arnold Breikrutz's appeal of the decision of the Honorable Justice Romaine B.C.E. granted in December 2018 in this action. The said appeal will likely not proceed as there are many filing irregularities and Arnold Breikrutz requires leave of the Court of Appeal to proceed with its appeal. Furthermore the appeal is currently struck.
 - B) Dealing with the claim on the 69th avenue property in which Arnold Breikrutz currently resides the title of which is encumbered with CLPs for the benefit of the estate. The receiver has acknowledged that it would like to assign this claim.
 - C) Dealing with the Claw Back calculation.

D) Standard winddown and discharge proceedings such as issuing a final receiver report and passing of the receiver's accounts that the Applicant seeks directed to a taxation.

55. The receiver has not diligently fulfilled the powers entrusted to it under the receivership order or in enforcing the rights of the estate and protecting the interests of the creditors thereof.
56. The receiver has been negligent dissipating the estate by well over \$45million dollars that will likely result in a class action proceeding although the Applicant has already filed its own separate claim to preserve the limitation period.
57. The receiver's conduct and activities have resulted in a dissipation of the estate and/or adversely affected the interest of creditors thereof as follows: (without limitation):
 - a. Failing to facilitate the organization of a creditor group to guide the receiver actions although requested by the Applicant, and other creditors, to do so. As this never occurred, the receiver has been doing whatever it wants without direction from the general body of creditors of the estate which actions have amounted to little, if any, real value to the estate considering the amount expended. I.e. to date the receiver has spent roughly \$1,400,000 and no investor has obtained any recovery and it is unlikely that they will receive any recovery.
 - b. Failing to provide full and honest information to investors. For example, at the investor meeting conducted on August 3, 2018, counsel for the receiver advised investors that various legal actions were being reviewed for purposes of determining whether they could be pursued, i.e. actions against banks used by Base Finance and the Real Estate Council of Alberta. However, the actions had been reviewed over about 2 years prior to the said investor meeting by the Applicant in cooperation with the receiver and by the time of the investor meeting those claims were statute barred. The receiver, neglected to advise investors of the foregoing and gave them a false perception of reality. Furthermore, in the receiver's 7th report, the receiver claims that it has imperfect financial records to complete the claw back calculation or conduct the claw back proceedings. It was only after the Applicant provided evidence contrary to the receiver position has it now changed its position and is now seeking to complete the analysis. Lastly, in the 8th receiver report paras 37 – 48 are not true statements and mislead investors.
 - c. Failing to assign for good and valuable consideration various legal actions such as but not limited to the claim against Robert Smyth which claim dissipated the estate as the receiver missed the claim filing deadline causing it to be statute barred. Although the Applicant, Mike Terrigno, was ready, willing and able to take the assignment for good and valuable consideration.
 - d. Failing to properly deal with amending or cancelling the T5s issued to investors by Base Finance. To date, few investors/creditors of the estate have been able to obtain income tax deductions for their losses from the Base Finance Ponzi scheme. After 3 years, and after creditors of Base Finance have strongly requested the receiver to take action as they have been unable to obtain income tax deductions while the said T5 remains effective, the receiver has failed to take appropriate steps in a timely manner. Steps taken by the receiver were improper and did not resolve the thereby causing delays and unnecessary expense to the estate. The issue remains outstanding and investors remain significantly prejudiced.

- e. Failing to properly conduct legal proceedings. For example, the receiver allowed concurrent actions of Arnold Breikrutz to proceed although the concurrent proceedings were duplications and an abuse of the Court. For example, Arnold Breikrutz concurrently appealed the order of the Honorable Justice Romaine B.C.E. granted on December 2, 2016 and also brought an application to vary the said order. When the appeal was heard, the appeal panel admonished both the receiver's legal counsel and legal counsel for Arnold Breikrutz for allowing concurrent duplicated proceedings to continue in the face of the obvious abuse of process. As a result, the appeal could not proceed and was cancelled at great expense to the estate. Furthermore, Arnold Breikrutz continues to take frivolous appeals of decisions of this Court. The receiver has done nothing to stop his abuse of the court system which abuse has caused significant delay and expense to the estate.
 - f. Failing to properly oversee legal counsel for the receiver. For example, the receiver advised Mike Terrigno numerous times over many months that it was terminating Richard Billington retainer due to poor services and overbilling. However Richard Billington was replaced with Randal van De Mossaer of Oslers who is conflicted as he was the lawyer for the Terrigno family (interested parties in these proceedings) for many years a fact he conveniently decided not to disclose when interviewed by the receiver.
 - g. Failing to conduct proper searches to locate estate assets. The only assets realized on by the receiver were the ones found by the Applicant.
 - h. Failing to conduct questioning of parties suspected as cohorts in the Ponzi scheme such as but not limited to John Manolescu, Susan Way, Susan Breikrutz, Brian Fox, Lyle Hoagaboam, Bonnie Way. Although the receiver said that it intended to conduct the questionings they have not occurred. The receiver has only questioned Arnold Breikrutz once and only for about 2 hours. The receiver did questioned Brian Fox but not in these proceedings. Brian Fox was questioned in separate action that dealt with a foreclosure.
 - i. Such further and other conduct and activities that the Applicant may advise and this Honorable Court deems fit to consider.
58. Allowing the receivership to continue without constraints would lead to a further dissipation of the estate instead of a preservation of the estate.
59. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Disqualifying Receiver's Legal Counsel

- 60. Receiver's legal counsel, Randal Van de Mosselaer, has acted for the Terrigno family, including Mike Terrigno for many years while he was employed with Macleod Dixon LLP, as it was then.
- 61. Randal Van de Mosselaer has confidential information obtained in a solicitor client relationship with the Mike Terrigno and other related interested parties in these proceedings which confidential information relates to matters relevant in these proceedings.
- 62. Randal Van de Mosselaer, or Oslers LLP, remaining as receiver's counsel will not satisfy the public requirement that not only should there not be an actual conflict but also there must not be an appearance of conflict as enunciated in *MacDonald Estate v. Martin*, [1990] 3 SCR 1235.

63. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Lift Stay - Leave to Pursue Proceedings Against BDO Canada LLP

64. The Applicant has filed a statement of claim naming BDO as a Defendant. It was filed to preserve the limitation period and for no improper purpose. The Applicant has cooperated with the receiver and has advised that Statement of Defence at this time is not required to be filed and no further action will be pursued under the Negligence Claim without notice to the receiver.
65. The Applicant complains that the receiver was grossly negligent resulting in a dissipation of the estate as follows:
- a. Failing to appeal the decision of the Honorable Justice Yamauchi J. that resulted in a loss to the estate of approximately \$1,100,000.
 - b. Failing to take proceedings against Robert Smyth who redirected ill-gotten funds through his trust account for the use and benefit of Arnold Breikreutz that resulted in a loss to the estate of approximately \$192,000.
 - c. Failing to take the fraudulent preference proceedings within the limitation period that resulted in significant loss to the estate in the approximate amount of \$45million.
66. The aforesaid impugned actions have not received court approval and should not receive court approval without a full hearing on the merits.
67. There is a factual basis for the proposed claim.
68. The proposed claim discloses a cause of action and are significantly meritorious.
69. Granting leave to lift the stay will not frustrate the completion of the receivership. The Applicant agrees to an informal stand still position to allow the receiver to wind down and discharge.
70. Such further and other grounds as the Applicant may advise and this Honorable Court deems fit to consider.

Costs Against Randal van De Mossaer

71. Richard Billington was removed a receiver's legal counsel as a result of incompetency, negligence and conflict.
72. Replacement receiver's legal counsel, Randal van De Mossaer, was fully aware of this prior to coming on to the file, he understood the delays, expense and additional issues caused by Richard Billington.
73. Yet despite knowing that the hardship caused to the receivership by Richard Billington actions and knowing he was one of the Terrigno family's legal counsel for many years while a partner at Macleod Dixon LLP as it was then, Randal van De Mossaer made the contentious decision not to disclose to the receiver the conflict as receiver's legal counsel. As a result, he placed his over interests over the interests of the receivership for the predominant motive to profit at the expense of creditors in light of the fact that the creditors have already been significantly prejudiced by this receivership.

74. As a result of the foregoing, Randal van De Mossaer has engaged in serious misconduct by purposely misleading (or omitting to advise) the receiver of his conflict prior to being retained and flagrantly disregarding his duties as court official for the sole purpose to profit at the expense of investors. Such conduct is indecent and worthy of condemnation.

75. Such further and other grounds as the Applicant may advise and this Court deems fit to consider.

Material or evidence to be relied on:

76. Evidence and Reports of the Receiver filed in this Action.

77. Affidavits of Mike Terrigno sworn on January 17, 2019, January 22, 2019.

78. Affidavit of Rocco Terrigno sworn on March 23, 2019

79. Such further and other evidence or materials as the Applicant may advise and this Honourable Court may permit.

Applicable rules:

80. Alberta Rules of Court, Alta Reg. 124/2010, Rules 1.2, 1.4, 10.4(6), and 10.50.

81. Such further and other Rules as the Applicant may advise and this Honourable Court deems fit to consider.

Applicable Acts and regulations:

82. *Business Corporations Act*, RSA 2000, c. B-9, as amended

83. *Judicature Act*, RSA 2000, c J-2, as amended

84. *Limitations Act*, RSA 2000, c L-12

85. *Bankruptcy and Insolvency Act*, RSC 1985, c B-3

86. *Fraudulent Preferences Act*, RSA 2000, c F-24

87. Such Acts and regulations as the Applicant may advise and this Honourable Court deems fit to consider.

Any irregularity complained of or objection relied on:

88. None.

How the application is proposed to be heard or considered:

89. In person before the Honourable Madam Justice B.E.C. Romaine on April 2, 2019.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part

in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered.

COURT FILE NUMBER 1501-11817

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFF/APPLICANT EASY LOAN CORPORATION AND MIKE TERRIGNO

DEFENDANTS/RESPONDENTS BASE MORTGAGE & INVESTMENTS LTD., BASE FINANCE LTD., ARNOLD BREITKREUTZ, SUSAN BREITKREUTZ, SUSAN WAY AND GP ENERGY INC.

DOCUMENT AFFIDAVIT

CLERK OF THE COURT
FILED
MAR 25 2019
JUDICIAL CENTRE
OF CALGARY

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

RIVERSIDE LAW OFFICE
4108 Montgomery View NW
Calgary Alberta T3B 0L9
Tel 403 685 4224
Fax 403 685 4225
Attn: Christopher Souster

AFFIDAVIT OF ROCCO TERRIGNO

Sworn on March 23, 2019

I, **Rocco Terrigno**, of Calgary, Alberta, SWEAR AND SAY THAT:

1. I am related to the Plaintiffs and was an investor in Base Finance Ltd. As such, I have personal knowledge of all matters hereinafter deposed except where stated to be based upon information or belief and where so stated I verily believe the same to be true.
2. It has come to my attention that Randal Van de Mosselaer is the receiver's legal counsel to which I take issue because he was also one of my family's lawyers for many years when he was a partner at Macleod Dixon LLP as it was then.
3. Macleod Dixon LLP represented Mike Terrigno, and I (and other of my immediate family members and related corporate entities) that have transacted with Base Finance Ltd., including but not limited to Terrigno Investments Inc. Macleod Dixon LLP represented us from about 1990 to 2003.

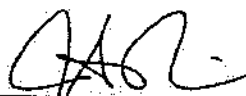
Attached to this my affidavit and marked as Exhibit "A" is a true copy of a billing summary (on just one of my many files) generated by Macleod Dixon LLP evidencing the foregoing.

4. All of these entities including Mike Terrigno and I are interested parties in these proceedings specifically, as a result of, but not limited to, the claw back proceedings that the receiver wishes to undertake.
5. During my client-solicitor relationship with Macleod Dixon LLP, I had numerous meetings with Randal Van de Mosselaer over many years in which I provided private and confidential information to him (and his former partners) and obtained legal advice for my family and our various corporate entities that are interested parties in these proceedings. The private and confidential information disclosed to Randal Van de Mosselaer (and his former partners at Macleod Dixon LLP) include but is not limited to:
 - a. Financial statements, employment information, banking information, accounting records, bank statements, organizational structure, income tax returns, personal and corporate tax information, asset protection strategies, tax structures, asset lists, and other financial material (including investments with Base Finance Ltd.) that readily identifies our financial strategies and financial means, both present and future, for each of my family members and corporate entities such as but not limited to Terrigno Investments Inc.

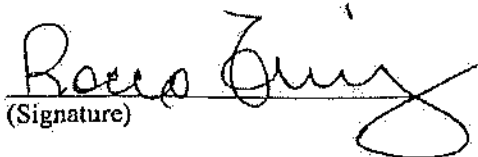
Hereinafter referred to as (the "Confidential Information")

6. My relationship with Randal Van de Mosselaer was close enough that he was a regular customer at one of my family's restaurants (Osteria De Medici) in Calgary, Alberta where we would spend time together outside of his office. During his visits at my restaurant, we would discuss private and confidential legal matters that I understood were within the purview of solicitor-client relationship.
7. However, the solicitor-client relationship with Randal Van de Mosselaer and Macleod Dixon LLP ended badly due to overbilling issues that resulted in a lawsuit between Macleod Dixon LLP and my family and our various corporate entities under QB Action 0201-14338. The law suit was resolved in about 2008 by Macleod Dixon LLP cancelling and/or repaying \$50,000 in legal fees. As a result, my relationship ended with Randal Van de Mosselaer, and other partners, at Macleod Dixon LLP.
8. I am concerned that the Confidential Information that is relevant to the matter at hand in these proceedings disclosed to Randal Van de Mosselaer may be used against my family and/or corporate entities that are interested parties in these proceedings.
9. I swear this affidavit to provide evidenced in this Action and for no improper purpose.

SWORN BEFORE ME at Calgary)
Alberta, this 23 day of March,)
2019.)
)
)
)
)
)
)


(Commissioner for Oaths in and for
the Province of Alberta)

Jonathan Lewis QC
Alberta Lawyer


(Signature)

Details of time entries worked on Matter #174507 - Terrigo Investments re: Tax Matters

Date Worked	Date Entered	Type	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Type of Hours	Fees Billed	Variance
								Hours	Amount	Hours	Amount			
27 Mar 2000	17-Apr-00	AWS	1.00	512.00	25 May 2000	201853	Billed	1.00	612.00					
4 Apr 2000	17-Apr-00	AWS	1.00	320.00	25 May 2000	201853	Billed	1.00	320.00					
5 Apr 2000	8-Apr-00	OAP	3.00	960.00	26 May 2000	201853	Billed	3.00	960.00					
7 Apr 2000	10-Apr-00	OAP	0.20	64.00	26 May 2000	201853	Billed	0.20	64.00					
12 Apr 2000	17-Apr-00	AWS	0.70	224.00	25 May 2000	201853	Billed	0.70	224.00					
13 Apr 2000	17-Apr-00	AWS	0.70	224.00	25 May 2000	201853	Billed	0.70	224.00					
19 Apr 2000	27-Apr-00	AWS	0.50	160.00	25 May 2000	201853	Billed	0.50	160.00					
27 Apr 2000	1-May-00	AWS	0.30	96.00	26 May 2000	201853	Billed	0.30	96.00					
27 Apr 2000	28-Apr-00	OAP	0.50	160.00	25 May 2000	201853	Billed	0.50	160.00					
28 Apr 2000	1-May-00	AWS	1.00	320.00	25 May 2000	201853	Billed	1.00	320.00					
28 Apr 2000	1-May-00	OAP	0.30	96.00	25 May 2000	201853	Billed	0.30	96.00					
1 May 2000	12-May-00	AWS	0.80	192.00	25 May 2000	201853	Billed	0.80	192.00					
2 May 2000	3-May-00	OAP	0.10	32.00	25 May 2000	201853	Billed	0.10	32.00					
4 May 2000	9-May-00	JKM1	2.50	212.50	26 May 2000	201853	Billed	2.50	212.50					
4 May 2000	5-May-00	OAP	3.00	960.00	25 May 2000	201853	Billed	3.00	960.00					
5 May 2000	9-May-00	JKM1	1.50	127.50	25 May 2000	201853	Billed	1.50	127.50					
5 May 2000	8-May-00	OAP	0.20	64.00	25 May 2000	201853	Billed	0.20	64.00					
6 May 2000	8-May-00	JKM1	3.00	255.00	25 May 2000	201853	Billed	3.00	255.00					
6 May 2000	8-May-00	JKM1	0.80	68.00	25 May 2000	201853	Billed	0.80	68.00					
9 May 2000	12-May-00	AWS	1.60	512.00	25 May 2000	201853	Billed	1.50	512.00					
9 May 2000	10-May-00	JKM1	0.40	34.00	25 May 2000	201853	Billed	0.40	34.00					
9 May 2000	10-May-00	OAP	1.50	480.00	25 May 2000	201853	Billed	1.50	480.00					
14 May 2000	15-May-00	JKM1	4.30	365.50	25 May 2000	201853	Billed	4.30	365.50					
15 May 2000	16-May-00	JKM1	0.20	17.00	25 May 2000	201853	Billed	0.20	17.00					
								29.50	6,455.50					
16 May 2000	18-May-00	JKM1	3.20	272.00	29 Jun 2000	203540	Billed	3.20	272.00					
18 May 2000	18-May-00	OAP	0.50	160.00	29 Jun 2000	203540	Billed	0.50	160.00					
17 May 2000	18-May-00	JKM1	1.20	102.00	29 Jun 2000	203540	Billed	1.20	102.00					
17 May 2000	18-May-00	OAP	0.50	160.00	29 Jun 2000	203540	Billed			0.50	160.00			
18 May 2000	23-May-00	JKM1	1.00	85.00	29 Jun 2000	203540	Billed	1.00	85.00					
19 May 2000	23-May-00	JKM1	0.10	8.50	29 Jun 2000	203540	Billed	0.10	8.50					
24 May 2000	25-May-00	JKM1	3.70	314.50	29 Jun 2000	203540	Billed	3.70	314.50					
24 May 2000	25-May-00	OAP	1.50	480.00	29 Jun 2000	203540	Billed			1.50	480.00			
29 May 2000	13-Jun-00	AWS	1.50	480.00	29 Jun 2000	203540	Billed	1.50	480.00					
29 May 2000	30-May-00	JKM1	0.20	17.00	29 Jun 2000	203540	Billed	0.20	17.00					
30 May 2000	31-May-00	JKM1	1.90	161.50	29 Jun 2000	203540	Billed	1.90	161.50					
31 May 2000	5-Jun-00	JKM1	1.90	161.50	29 Jun 2000	203540	Billed	1.90	161.50					
31 May 2000	1-Jun-00	OAP	1.50	480.00	29 Jun 2000	203540	Billed			1.50	480.00			
3 Jun 2000	5-Jun-00	JKM1	1.00	85.00	29 Jun 2000	203540	Billed	1.00	85.00					
												6,455.50	7,352.00	896.50

This is Exhibit A referred to in the Affidavit of Rocco Terrigo
 Sworn before me this 23 Day of March, A.D. 2019
 A Notary Public, Commissioner for Oaths in and for the Province of Alberta
Jonathan Dewar
 Alberta Lawyer

Date Worked	Date Billed	Time	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Value of Hours	Fees Billed	Variance
								Hours	Amount	Hours	Amount			
8 Jun 2000	13-Jun-00	AWS	0.30	96.00	29 Jun 2000	203540	Billed	0.30	96.00					
8 Jun 2000	13-Jun-00	JKM1	4.20	357.00	29 Jun 2000	203540	Billed	4.20	357.00					
9 Jun 2000	13-Jun-00	AWS	1.50	480.00	29 Jun 2000	203540	Billed	1.50	480.00					
9 Jun 2000	13-Jun-00	JKM1	2.20	187.00	29 Jun 2000	203540	Billed	2.20	187.00					
9 Jun 2000	13-Jun-00	OAP	0.40	128.00	29 Jun 2000	203540	Billed			0.40	128.00			
10 Jun 2000	13-Jun-00	JKM1	3.90	331.50	29 Jun 2000	203540	Billed	3.90	331.50					
14 Jun 2000	19-Jun-00	JKM1	0.10	8.50	29 Jun 2000	203540	Billed	0.10	8.50					
27 Jun 2000	28-Jun-00	JKM1	0.10	8.50	29 Jun 2000	203540	Billed			0.10	8.50			
27 Jun 2000	28-Jun-00	OAP	0.30	96.00	29 Jun 2000	203540	Billed	0.30	96.00					
								28.70	3,463.00	4.00	1,258.50	4,659.50	5,219.50	560.00
4 Jul 2000	13-Jul-00	JKM1	0.10	8.50	29 Sep 2000	207998	Billed	0.10	8.50					
6 Jul 2000	12-Jul-00	JKM1	0.10	8.50	29 Sep 2000	207998	Billed	0.10	8.50					
9 Jul 2000	12-Jul-00	JKM1	2.00	170.00	29 Sep 2000	207998	Billed	2.00	170.00					
10 Jul 2000	12-Jul-00	JKM1	0.10	8.50	29 Sep 2000	207998	Billed	0.10	8.50					
24 Jul 2000	25-Jul-00	JKM1	0.30	33.00	29 Sep 2000	207998	Billed	0.30	33.00					
25 Jul 2000	31-Jul-00	JKM1	0.40	44.00	29 Sep 2000	207998	Billed	0.40	44.00					
25 Jul 2000	31-Jul-00	JKM1	0.90	99.00	29 Sep 2000	207998	Billed	0.90	99.00					
27 Jul 2000	31-Jul-00	JKM1	2.70	297.00	29 Sep 2000	207998	Billed	2.70	297.00					
28 Jul 2000	31-Jul-00	JKM1	3.00	330.00	29 Sep 2000	207998	Billed	3.00	330.00					
1 Sep 2000	6-Sep-00	JKM1	0.10	12.00	29 Sep 2000	207998	Billed	0.10	12.00					
5 Sep 2000	7-Sep-00	JKM1	0.20	24.00	29 Sep 2000	207998	Billed	0.20	24.00					
8 Sep 2000	13-Sep-00	AWS	0.30	117.00	29 Sep 2000	207998	Billed	0.30	117.00					
8 Sep 2000	7-Sep-00	JKM1	0.20	24.00	29 Sep 2000	207998	Billed			0.20	24.00			
13 Sep 2000	19-Sep-00	JKM1	0.30	36.00	29 Sep 2000	207998	Billed	0.30	36.00					
14 Sep 2000	19-Sep-00	JKM1	0.50	60.00	29 Sep 2000	207998	Billed	0.50	60.00					
15 Sep 2000	19-Sep-00	JKM1	3.00	360.00	29 Sep 2000	207998	Billed	3.00	360.00					
15 Sep 2000	18-Sep-00	OAP	2.00	780.00	29 Sep 2000	207998	Billed			2.00	780.00			
18 Sep 2000	19-Sep-00	JKM1	1.50	180.00	29 Sep 2000	207998	Billed	1.50	180.00					
18 Sep 2000	19-Sep-00	OAP	2.50	975.00	29 Sep 2000	207998	Billed			2.50	975.00			
19 Sep 2000	29-Sep-00	AWS	1.00	390.00	29 Sep 2000	207998	Billed	1.00	390.00					
21 Sep 2000	28-Sep-00	JKM1	0.10	12.00	29 Sep 2000	207998	Billed	0.10	12.00					
22 Sep 2000	27-Sep-00	JKM1	0.20	24.00	29 Sep 2000	207998	Billed	0.20	24.00					
25 Sep 2000	29-Sep-00	AWS	0.60	195.00	29 Sep 2000	207998	Billed	0.60	195.00					
								17.30	2,406.50	4.70	1,779.00	4,187.50	4,385.50	188.00
29 Sep 2000	5-Oct-00	JKM1	0.70	84.00	27 Oct 2000	209246	Billed	0.70	84.00					
3 Oct 2000	5-Oct-00	JKM1	0.10	12.00	27 Oct 2000	209246	Billed	0.10	12.00					
5 Oct 2000	6-Oct-00	JKM1	0.50	60.00	27 Oct 2000	209246	Billed	0.50	60.00					
12 Oct 2000	17-Oct-00	AWS	0.60	234.00	27 Oct 2000	209246	Billed	0.60	234.00					
12 Oct 2000	19-Oct-00	JKM1	6.00	720.00	27 Oct 2000	209246	Billed	6.00	720.00					
13 Oct 2000	17-Oct-00	AWS	1.00	390.00	27 Oct 2000	209246	Billed			1.00	390.00			

5

Date Worked	Date Entered	Job	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Variance		
								Hour	Amount	Hour	Amount			
13 Oct 2000	18-Oct-00	JKM1	4.30	516.00	27 Oct 2000	209248	Billed	4.30	516.00					
14 Oct 2000	18-Oct-00	JKM1	4.50	540.00	27 Oct 2000	209248	Billed	4.50	540.00					
18 Oct 2000	18-Oct-00	AWS	1.00	390.00	27 Oct 2000	209248	Billed			1.00	390.00			
18 Oct 2000	19-Oct-00	JKM1	1.70	204.00	27 Oct 2000	209248	Billed			1.70	204.00			
16 Oct 2000	17-Oct-00	OAP	1.70	653.00	27 Oct 2000	209248	Billed	1.70	653.00					
17 Oct 2000	19-Oct-00	AWS	0.70	273.00	27 Oct 2000	209248	Billed	0.70	273.00					
17 Oct 2000	19-Oct-00	JKM1	5.70	684.00	27 Oct 2000	209248	Billed			5.70	684.00			
18 Oct 2000	19-Oct-00	AWS	0.50	195.00	27 Oct 2000	209248	Billed	0.50	195.00					
18 Oct 2000	19-Oct-00	JKM1	1.20	144.00	27 Oct 2000	209248	Billed			1.20	144.00			
19 Oct 2000	24-Oct-00	AWS	0.30	117.00	27 Oct 2000	209248	Billed			0.30	117.00			
19 Oct 2000	24-Oct-00	JKM1	0.50	60.00	27 Oct 2000	209248	Billed	0.50	60.00					
20 Oct 2000	24-Oct-00	AWS	1.00	390.00	27 Oct 2000	209248	Billed	1.00	390.00					
20 Oct 2000	24-Oct-00	JKM1	0.30	36.00	27 Oct 2000	209248	Billed			0.30	36.00			
23 Oct 2000	24-Oct-00	JKM1	1.00	120.00	27 Oct 2000	209248	Billed	1.00	120.00					
								22.10	3,867.00	11.20	1,885.00	5,832.00	4,860.00	(1,172.00)
24 Oct 2000	5-Nov-00	JKM1	1.00	120.00	22 Dec 2000	212729	Billed	1.00	120.00					
25 Oct 2000	31-Oct-00	AWS	0.70	273.00	22 Dec 2000	212729	Billed	0.70	273.00					
25 Oct 2000	6-Nov-00	JKM1	0.60	72.00	22 Dec 2000	212729	Billed			0.60	72.00			
25 Oct 2000	27-Oct-00	OAP	0.70	273.00	22 Dec 2000	212729	Billed			0.70	273.00			
26 Oct 2000	31-Oct-00	AWS	0.50	195.00	22 Dec 2000	212729	Billed	0.50	195.00					
26 Oct 2000	6-Nov-00	JKM1	0.50	60.00	22 Dec 2000	212729	Billed			0.50	60.00			
27 Oct 2000	6-Nov-00	JKM1	1.00	120.00	22 Dec 2000	212729	Billed	1.00	120.00					
7 Nov 2000	9-Nov-00	JKM1	0.10	12.00	22 Dec 2000	212729	Billed	0.10	12.00					
16 Nov 2000	20-Nov-00	JKM1	1.50	180.00	22 Dec 2000	212729	Billed	1.50	180.00					
15 Nov 2000	17-Nov-00	OAP	1.50	585.00	22 Dec 2000	212729	Billed			1.50	585.00			
17 Nov 2000	1-Dec-00	AWS	0.70	273.00	22 Dec 2000	212729	Billed	0.70	273.00					
21 Nov 2000	29-Nov-00	JKM1	0.10	12.00	22 Dec 2000	212729	Billed	0.10	12.00					
25 Nov 2000	29-Nov-00	JKM1	9.50	1,140.00	22 Dec 2000	212729	Billed			9.50	1,140.00			
25 Nov 2000	27-Nov-00	OAP	10.00	3,900.00	22 Dec 2000	212729	Billed	10.00	3,900.00					
26 Nov 2000	29-Nov-00	JKM1	8.00	960.00	22 Dec 2000	212729	Billed	8.00	960.00					
26 Nov 2000	28-Nov-00	OAP	3.00	1,170.00	22 Dec 2000	212729	Billed			3.00	1,170.00			
30 Nov 2000	1-Dec-00	AWS	1.60	624.00	22 Dec 2000	212729	Billed			1.60	624.00			
30 Nov 2000	4-Dec-00	JKM1	0.80	96.00	22 Dec 2000	212729	Billed			0.80	96.00			
30 Nov 2000	1-Dec-00	OAP	0.50	195.00	22 Dec 2000	212729	Billed	0.50	195.00					
2 Dec 2000	4-Dec-00	JKM1	6.00	720.00	22 Dec 2000	212729	Billed	6.00	720.00					
2 Dec 2000	4-Dec-00	OAP	4.50	1,755.00	22 Dec 2000	212729	Billed			4.50	1,755.00			
3 Dec 2000	4-Dec-00	JKM1	7.20	864.00	22 Dec 2000	212729	Billed			7.20	864.00			
3 Dec 2000	4-Dec-00	OAP	9.00	3,510.00	22 Dec 2000	212729	Billed	9.00	3,510.00					
4 Dec 2000	6-Dec-00	JKM1	4.50	540.00	22 Dec 2000	212729	Billed	4.50	540.00					
4 Dec 2000	6-Dec-00	OAP	8.00	2,340.00	22 Dec 2000	212729	Billed			8.00	2,340.00			

Scanned by CamScanner

Date Worked	Date Billed	Time	Hours	Amount	Invoice Date	Invoice #	Transaction	Billed on Invoice		Billed from	
								Hours	Amount	Hours	Amount
5 Dec 2000	6-Dec-00	JCM1	1.40	168.00	22 Dec 2000	212725	Billed	1.40	168.00	0.50	195.00
5 Dec 2000	6-Dec-00	OAP	0.50	195.00	22 Dec 2000	212729	Billed	1.00	228.00	2.50	975.00
6 Dec 2000	7-Dec-00	JCM1	1.50	228.00	22 Dec 2000	212729	Billed	48.90	11,406.00	38.90	10,149.00
6 Dec 2000	7-Dec-00	OAP	2.50	975.00	22 Dec 2000	212729	Billed	1.50	675.00	21.555.08	17,157.08
9 Jan 2001	10-Jan-01	AMS	1.50	675.00	22 Jun 2001	221848	Billed	0.20	40.00		
5 Feb 2001	6-Feb-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.30	60.00		
20 Feb 2001	21-Feb-01	JCM1	0.30	60.00	22 Jun 2001	221848	Billed	0.20	40.00		
22 Feb 2001	23-Feb-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.40	80.00		
28 Feb 2001	27-Feb-01	JCM1	0.40	80.00	22 Jun 2001	221848	Billed	0.49	80.00		
28 Feb 2001	1-Mar-01	JCM1	0.40	80.00	22 Jun 2001	221848	Billed	0.10	20.00		
6 Mar 2001	7-Mar-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	0.20	40.00		
15 Mar 2001	19-Mar-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00		
19 Mar 2001	20-Mar-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.20	40.00		
22 Mar 2001	26-Mar-01	JCM1	1.50	300.00	22 Jun 2001	221848	Billed	1.50	300.00		
22 Mar 2001	25-Mar-01	JCM1	2.50	900.00	22 Jun 2001	221848	Billed	2.50	900.00		
26 Mar 2001	27-Mar-01	JCM1	0.30	60.00	22 Jun 2001	221848	Billed	0.30	60.00		
27 Mar 2001	2-Apr-01	JCM1	0.70	140.00	22 Jun 2001	221848	Billed	0.70	140.00		
28 Mar 2001	2-Apr-01	JCM1	1.50	300.00	22 Jun 2001	221848	Billed	1.50	300.00		
29 Mar 2001	2-Apr-01	OAP	2.00	600.00	22 Jun 2001	221848	Billed	2.00	600.00		
29 Mar 2001	2-Apr-01	JCM1	1.50	300.00	22 Jun 2001	221848	Billed	0.70	140.00		
30 Mar 2001	2-Apr-01	OAP	0.70	140.00	22 Jun 2001	221848	Billed	0.20	40.00		
9 Apr 2001	12-Apr-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.10	20.00		
12 Apr 2001	30-Apr-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	1.20	240.00		
17 Apr 2001	30-Apr-01	JCM1	1.20	240.00	22 Jun 2001	221848	Billed	2.50	500.00		
18 Apr 2001	30-Apr-01	JCM1	2.50	500.00	22 Jun 2001	221848	Billed	1.30	260.00		
19 Apr 2001	30-Apr-01	JCM1	1.30	260.00	22 Jun 2001	221848	Billed	0.40	80.00		
20 Apr 2001	30-Apr-01	JCM1	0.40	80.00	22 Jun 2001	221848	Billed	1.50	300.00		
23 Apr 2001	30-Apr-01	JCM1	1.50	300.00	22 Jun 2001	221848	Billed	0.10	20.00		
25 Apr 2001	30-Apr-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	0.20	40.00		
5 May 2001	18-May-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	0.40	80.00		
23 May 2001	28-May-01	JCM1	0.40	80.00	22 Jun 2001	221848	Billed	0.20	40.00		
26 May 2001	28-May-01	JCM1	0.20	40.00	22 Jun 2001	221848	Billed	2.00	600.00		
8 Jun 2001	11-Jun-01	JCM1	1.00	200.00	22 Jun 2001	221848	Billed	0.10	20.00		
6 Jun 2001	7-Jun-01	OAP	2.00	600.00	22 Jun 2001	221848	Billed	0.10	20.00		
7 Jun 2001	11-Jun-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	0.10	20.00		
11 Jun 2001	18-Jun-01	JCM1	0.10	20.00	22 Jun 2001	221848	Billed	3.00	600.00		
12 Jun 2001	18-Jun-01	JCM1	3.00	600.00	22 Jun 2001	221848	Billed	2.00	600.00		
12 Jun 2001	13-Jun-01	OAP	2.00	600.00	22 Jun 2001	221848	Billed				

Date Worked	Date Entered	Type	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Value of Course	Fees Billed	Variance
								Hours	Amount	Hours	Amount			
17 Jun 2001	19-Jun-01	JKM1	7.00	1,400.00	22 Jun 2001	221848	Billed	7.00	1,400.00					
18 Jun 2001	19-Jun-01	JKM1	0.50	100.00	22 Jun 2001	221848	Billed	0.50	100.00					
18 Jun 2001	19-Jun-01	OAP	0.50	225.00	22 Jun 2001	221848	Billed	0.50	225.00					
19 Jun 2001	22-Jun-01	JKM1	0.50	100.00	22 Jun 2001	221848	Billed	0.50	100.00					
20 Jun 2001	22-Jun-01	JKM1	0.50	100.00	22 Jun 2001	221848	Billed	0.50	100.00					
21 Jun 2001	22-Jun-01	JKM1	1.20	240.00	22 Jun 2001	221848	Billed	1.20	240.00					
								35.20	8,215.00	7.70	1,540.00	10,755.00	10,755.00	
23 Jun 2001	26-Jun-01	JKM1	8.00	1,200.00	31 Jul 2001	223875	Billed	8.00	1,200.00					
23 Jun 2001	26-Jun-01	OAP	8.00	2,700.00	31 Jul 2001	223875	Billed			8.00	2,700.00			
24 Jun 2001	26-Jun-01	JKM1	7.00	1,400.00	31 Jul 2001	223875	Billed	7.00	1,400.00					
24 Jun 2001	26-Jun-01	OAP	7.00	3,150.00	31 Jul 2001	223875	Billed			7.00	3,150.00			
25 Jun 2001	26-Jun-01	JKM1	0.60	100.00	31 Jul 2001	223875	Billed	0.60	100.00					
27 Jun 2001	26-Jun-01	JKM1	2.50	600.00	31 Jul 2001	223875	Billed	2.50	600.00					
27 Jun 2001	26-Jun-01	OAP	1.50	675.00	31 Jul 2001	223875	Billed			1.50	675.00			
30 Jun 2001	3-Jul-01	JKM1	8.90	1,780.00	31 Jul 2001	223875	Billed	8.90	1,780.00					
1 Jul 2001	3-Jul-01	JKM1	9.80	1,960.00	31 Jul 2001	223875	Billed	9.80	1,960.00					
2 Jul 2001	3-Jul-01	JKM1	0.30	60.00	31 Jul 2001	223875	Billed	0.30	60.00					
3 Jul 2001	5-Jul-01	JKM1	1.90	380.00	31 Jul 2001	223875	Billed	1.90	380.00					
4 Jul 2001	5-Jul-01	JKM1	0.50	100.00	31 Jul 2001	223875	Billed	0.50	100.00					
4 Jul 2001	5-Jul-01	OAP	1.00	450.00	31 Jul 2001	223875	Billed			1.00	450.00			
12 Jul 2001	28-Jul-01	JKM1	0.20	40.00	31 Jul 2001	223875	Billed	0.20	40.00					
								37.40	7,520.00	15.50	6,875.00	14,495.00	14,495.00	
31 Jul 2001	1-Aug-01	JKM1	2.50	500.00	28 Sep 2001	226606	Billed	2.50	500.00					
1 Aug 2001	20-Aug-01	JKM1	0.30	60.00	28 Sep 2001	226606	Billed	0.30	60.00					
2 Aug 2001	20-Aug-01	JKM1	0.20	40.00	28 Sep 2001	226606	Billed	0.20	40.00					
7 Aug 2001	20-Aug-01	JKM1	1.00	200.00	28 Sep 2001	226606	Billed	1.00	200.00					
8 Aug 2001	20-Aug-01	JKM1	2.00	400.00	28 Sep 2001	226606	Billed			2.00	400.00			
8 Aug 2001	9-Aug-01	OAP	2.50	1,125.00	28 Sep 2001	226606	Billed	2.50	1,125.00					
9 Aug 2001	20-Aug-01	JKM1	3.00	600.00	28 Sep 2001	226606	Billed	3.00	600.00					
10 Aug 2001	20-Aug-01	JKM1	8.80	1,760.00	28 Sep 2001	226606	Billed			8.80	1,760.00			
10 Aug 2001	14-Aug-01	OAP	4.00	1,800.00	28 Sep 2001	226606	Billed	4.00	1,800.00					
11 Aug 2001	20-Aug-01	JKM1	2.50	500.00	28 Sep 2001	226606	Billed	2.50	500.00					
13 Aug 2001	20-Aug-01	JKM1	0.40	80.00	28 Sep 2001	226606	Billed	0.40	80.00					
22 Aug 2001	28-Aug-01	JKM1	1.00	200.00	28 Sep 2001	226606	Billed	1.00	200.00					
23 Aug 2001	28-Aug-01	JKM1	1.00	200.00	28 Sep 2001	226606	Billed	1.00	200.00					
24 Aug 2001	28-Aug-01	JKM1	3.00	600.00	28 Sep 2001	226606	Billed	3.00	600.00					
28 Aug 2001	29-Aug-01	JKM1	0.50	100.00	28 Sep 2001	226606	Billed	0.50	100.00					
30 Aug 2001	31-Aug-01	JKM1	1.50	300.00	28 Sep 2001	226606	Billed	1.50	300.00					
								23.40	6,305.00	10.80	2,160.00	8,465.00	8,465.00	
25 Sep 2001	27-Sep-01	JKM1	1.50	300.00	11 Dec 2001	231149	Billed	1.50	300.00					

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Date Worked	Date Entered	Type	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice		Omitted from Printed Invoice		Years of Hours	Fees Billed	Variance
								Hours	Amount	Hours	Amount			
25 Sep 2001	27-Sep-01	OAP	7.50	3,375.00	11 Dec 2001	231149	Billed			7.50	3,375.00			
26 Sep 2001	27-Sep-01	JKM1	2.00	400.00	11 Dec 2001	231149	Billed	2.00	400.00					
26 Sep 2001	27-Sep-01	OAP	1.50	585.00	11 Dec 2001	231149	Billed			1.30	585.00			
27 Sep 2001	1-Oct-01	JKM1	0.30	60.00	11 Dec 2001	231149	Billed	0.30	60.00					
28 Sep 2001	1-Oct-01	JKM1	1.00	200.00	11 Dec 2001	231149	Billed	1.00	200.00					
1 Oct 2001	10-Oct-01	JKM1	0.20	40.00	11 Dec 2001	231149	Billed	0.20	40.00					
3 Oct 2001	5-Oct-01	JKM1	0.10	20.00	11 Dec 2001	231149	Billed	0.10	20.00					
11 Oct 2001	16-Oct-01	JKM1	1.00	200.00	11 Dec 2001	231149	Billed	1.00	200.00					
19 Oct 2001	23-Oct-01	JKM1	0.50	50.00	11 Dec 2001	231149	Billed			0.30	50.00			
19 Oct 2001	23-Oct-01	OAP	0.30	135.00	11 Dec 2001	231149	Billed	0.30	135.00					
22 Oct 2001	23-Oct-01	JKM1	0.30	60.00	11 Dec 2001	231149	Billed	0.30	60.00					
25 Oct 2001	30-Oct-01	JKM1	2.00	400.00	11 Dec 2001	231149	Billed	2.00	400.00					
26 Oct 2001	30-Oct-01	OAP	2.00	900.00	11 Dec 2001	231149	Billed			2.00	900.00			
31 Oct 2001	6-Nov-01	JKM1	0.50	100.00	11 Dec 2001	231149	Billed	0.50	100.00					
5 Nov 2001	6-Nov-01	JKM1	3.00	600.00	11 Dec 2001	231149	Billed	3.00	600.00					
5 Nov 2001	6-Nov-01	OAP	1.50	575.00	11 Dec 2001	231149	Billed			1.50	575.00			
6 Nov 2001	9-Nov-01	JKM1	0.50	100.00	11 Dec 2001	231149	Billed	0.50	100.00					
29 Nov 2001	9-Dec-01	JKM1	0.50	100.00	11 Dec 2001	231149	Billed	0.50	100.00					
30 Nov 2001	3-Dec-01	JKM1	0.20	40.00	11 Dec 2001	231149	Billed	0.20	40.00					
								13.40	2,755.00	12.60	5,885.00	8,350.00	8,350.00	-
TOTAL OF BILLED ENTRIES			359.50	84,754.50				494.80	53,235.00	198.20	57,244.00	84,754.50	80,839.00	(3,915.50)
26 Feb 2002	27-Feb-02	JKM1	0.20	44.00			WIP							
1 Mar 2002	5-Mar-02	JKM1	4.40	968.00			WIP							
2 Mar 2002	5-Mar-02	JKM1	10.50	2,310.00			WIP							
3 Mar 2002	5-Mar-02	JKM1	5.50	1,210.00			WIP							
4 Mar 2002	5-Mar-02	JKM1	3.00	1,760.00			WIP							
5 Mar 2002	7-Mar-02	JKM1	7.10	1,562.00			WIP							
6 Mar 2002	7-Mar-02	JKM1	10.50	2,310.00			WIP							
7 Mar 2002	12-Mar-02	JKM1	8.40	1,408.00			WIP							
8 Mar 2002	12-Mar-02	JKM1	8.60	1,892.00			WIP							
8 Mar 2002	12-Mar-02	JKM1	3.50	770.00			WIP							
15 Mar 2002	16-Mar-02	JKM1	0.30	66.00			WIP							
16 Mar 2002	16-Mar-02	JKM1	3.00	660.00			WIP							
18 Mar 2002	25-Mar-02	JKM1	2.50	550.00			WIP							
20 Mar 2002	25-Mar-02	JKM1	1.00	220.00			WIP							
20 Mar 2002	27-Mar-02	OAP	2.00	940.00			WIP							
22 Mar 2002	27-Mar-02	OAP	1.00	470.00			WIP							
24 Mar 2002	27-Mar-02	OAP	4.50	2,115.00			WIP							

Date Worked	Date Entered	Job	Hours	Amount	Invoice Date	Invoice #	Transaction	Printed on Invoice	Omitted from	Fees	Variance
								Hours	Amount	Billed	
25 Mar 2002	27-Mar-02	0AP	1.50	705.00			WIP				
26 Mar 2002	26-Mar-02	JCM1	0.50	132.00			WIP				
26 Mar 2002	27-Mar-02	0AP	3.50	1,645.00			WIP				
27 Mar 2002	28-Mar-02	JCM1	1.00	220.00			WIP				
27 Mar 2002	28-Mar-02	0AP	2.00	940.00			WIP				
TOTAL OF WIP ENTRIES			87.50	22,857.00							
9 May 2000	24-May-00	KJM	0.50	25.00			Written off				
GRAND TOTALS WORKED			447.50	107,878.50			DELETION				
9 May 2000	24-May-00	KJM	-0.50	(25.00)							
GRAND TOTALS AFTER WFO			447.10	107,851.50							

COURT OF APPEAL OF ALBERTA

Form AP-4
[Rule 14.66]

COURT OF APPEAL FILE NUMBER: 1901-0057AC

TRIAL COURT FILE NUMBER: 1501-11817

REGISTRY OFFICE: Calgary

PLAINTIFF/APPLICANT: MIKE TERRIGNO

STATUS ON APPEAL: Appellant

PLAINTIFF/APPLICANT: Easy Loan Corporation

STATUS ON APPEAL: Not a Party to the Appeal

DEFENDANT/RESPONDENT: BASE FINANCE LTD.

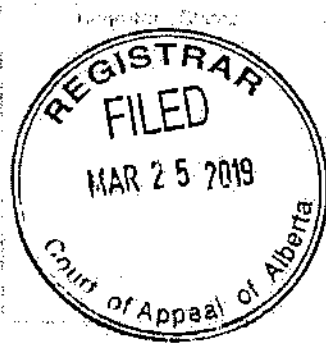
STATUS ON APPEAL: Respondent

DEFENDANT/RESPONDENT: Base Mortgage & Investments Ltd.,
Arnold Breikreutz, Susan
Breikreutz, Susan Way and GP
Energy Inc.

STATUS ON APPEAL: Not a Party to the Appeal

DOCUMENT: **DISCONTINUANCE OF APPEAL**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT: Mike Terrigno 212-10a ST NW Calgary Alberta T2N 1W6
tel:480 492 5431



and

CONTACT INFORMATION OF ALL OTHER PARTIES: Osler, Hoskin & Harcourt LLP
Suite 2500, TransCanada Tower
450 - 1st Street S.W. Calgary, Alberta, Canada T2P 5H1
Randal Van de Mosselaer 403.260.7060 ryandemosselaer@osler.com

The Appellant(s) discontinues this appeal in whole against the Respondent(s).

Dated this 25 day of March, 2019.

NOTE

If you discontinue the appeal, the other party is entitled to costs (Rule 14.66) unless the other party has consented to a discontinuance without costs.

EXHIBIT 13

**To the First Supplemental Report to the
Receiver's Eighth Report**

Dated March 27, 2019

BDO CANADA LIMITED
INTERIM STATEMENT OF RECEIPTS AND DISBURSMENTS FOR
BASE FINANCE LTD. AND BASE MORTGAGE & INVESTMENT LTD.
FOR THE PERIOD FROM OCTOBER 15, 2015 - MARCH 26, 2019

Receipts:

Sale of assets enbloc	\$ 1,478,129	
Sale of Ceduna property	203,944	
Recoverable expenses paid by Trustee:	16,728	
Cash on hand	5,381	
Interest	6,157	
Miscellaneous income	3,465	Note 1
Insurance refund	357	
Utilities refund	109	
Total receipts	\$ 1,714,270	

Disbursements:

Legal fees	\$ 747,643	
Receiver's fees	545,756	
Pre and post Receivership costs settlement	90,476	
GST on Legal fees	41,897	
GST on Receiver's fees	28,164	
Administrative disbursement	17,457	
Insurance	15,744	
Commission	3,890	
Bailiff	1,000	
Consulting fees	921	
Change of locks	486	
GST on Disbursements	329	
Rental fees	285	
Fees paid to the Official Receiver	140	
Travel	65	
Total disbursements	\$ 1,494,252	

Funds on hand at March 26, 2019	\$ 220,018
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Notes

- (1) These funds are attributable to the payment of invoices of professional fees and copy charges for document reviews facilitated by the Receiver, as per the Document Review protocol established at the onset of the receivership.
- (2) The business operations of Base Finance Ltd. and Base Mortgage & Investments Ltd. were co-mingled and effectively possessed the same assets. The Court Order appointing the Receiver dated October 15, 2015 refers to the Companies collectively as the Debtor and the Receiver attributes any realizations for the Debtor to be for the benefit of both Companies. For efficiency, the Receiver has used the receivership account of Base Finance Ltd. as the general operating account for the entities of the receivership and will from time-to-time transfer funds to cover the general administrative costs of the receivership estate of Base Mortgage & Investment Ltd., as necessary.