
EXHIBIT "15"

**To the Receiver's Seventh Report to Court
Dated January 14, 2019**

COURT OF APPEAL OF ALBERTA

Form AP-1
[Rules 14.8 and 14.12]

COURT OF APPEAL FILE NUMBER: 1601-0044AC

TRIAL COURT FILE NUMBER: 1501 – 11817

REGISTRY OFFICE: Calgary

PLAINTIFF/APPLICANT: Easy Loan Corporation and
Mike Terrigno

STATUS ON APPEAL: Appellant

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

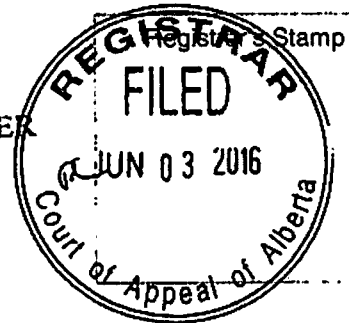
STATUS ON APPEAL: Respondents

INTERESTED PARTIES TO THE
APPEAL (Non-Parties)
Thomas Wiseman, Raymond
Sampert and Margaret Sampert,
Larry Revitt and Shirley Revitt,
Ken Unger and Sandra Unger,
Calgary Aggregate Recycling
Ltd and John Davies, Resch
Construction Ltd, Barton Bruce,
Fred and Carol Dowe, Norm and
Barb Denoon

STATUS ON APPEAL RESPONDENTS

DOCUMENT: AMENDED CIVIL NOTICE OF
APPEAL

APPELLANT'S ADDRESS FOR
SERVICE AND CONTACT
INFORMATION: Riverside Law Office
4108 Montgomery View NW
Calgary Alberta T3B 0L9
Tel 403 685 4224
Fax 403 685 4225



WARNING
To the Respondent: If you do not respond to this appeal as provided for in the Alberta
Rules of Court, the appeal will be decided in your absence and without your input.

1. Particulars of Judgment, Order or Decision Appealed From:

Date pronounced: February 8, 2016

Date entered:

Date served: February 9, 2016

Official neutral citation of reasons for decision, if any:
(do not attach copy)

Easy Loan Corporation v Base Mortgage & Investments Ltd, 2016 ABQB 77

(Attach a copy of order or judgment: Rule 14.12(3). If a copy is not attached, indicate under item 14 and file a copy as soon as possible: Rule 14.18(2).)

2. Indicate where the matter originated:

Court of Queen's Bench

Judicial Centre: CALGARY

Justice: YAMAUCHI K.D.

On appeal from a Queen's Bench Master or Provincial Court Judge?:

Yes No

Official neutral citation of reasons for decision, if any, of the Master or Provincial Court Judge: (do not attach copy)

(If originating from an order of a Queen's Bench Master or Provincial Court Judge, a copy of that order is also required: Rule 14.18(1)(c).)

Board, Tribunal or Professional Discipline Body

Specify Body:

3. Details of Permission to Appeal, if required (Rules 14.5 and 14.12(3)(a)).

Permission not required, or Granted:

Date:

Justice:

(Attach a copy of order, but not reasons for decision.)

4. Portion being appealed (Rule 14.12(2)(c)):

Whole, or

Only specific parts (if specific part, indicate which part):

- a. The method used for tracing and distribution of the trust monies. (LIR rather than Pro rata)

- b. That there shall be no accounting for the monies received, by way of set off or otherwise, for those who receive funds distributed from the operating account pursuant to the constructive trust and LIBR tracing.

(Where parts only of a family law order are appealed, describe the issues being appealed, e.g. property, child support, parenting, etc.)

5. Provide a brief description of the issues:

The learned Judge erred in law, or mixed fact and law, in Ordering:

- a. the LIBR approach to trace and distribute trust monies rather than the *pro rata* share method.
- b. those who receive the trust monies shall not be required to account for the funds received by set-off or otherwise thereby placing those who receive the trust monies in a position to earn a profit from a Ponzi Scheme.

6. Provide a brief description of the relief claimed:

- a. The Appeal allowed and the Order of Justice Yamauchi K.D. be set aside in part.
- b. An Order directing that the trust monies be distributed on a pro rata share basis with set-off, or otherwise, so that those claiming an interest in the trust monies do not profit from the Ponzi Scheme.
- c. Costs.

7. Is this appeal required to be dealt with as a fast track appeal? (Rule 14.14)

Yes X No

8. Does this appeal involve the custody, access, parenting or support of a child? (Rule 14.14(2)(b))

Yes X No

9. Will an application be made to expedite this appeal?

Yes X No

10. Is Judicial Dispute Resolution with a view to settlement or crystallization of issues appropriate? (Rule 14.60)

Yes X No

11. Could this matter be decided without oral argument? (Rule 14.32(2))

Yes X No

12. Are there any restricted access orders or statutory provisions that affect the privacy of this file? (Rules 6.29, 14.12(2)(e), 14.83)

Yes x No

If yes, provide details:
(Attach a copy of any order.)

13. List respondent(s) or counsel for the respondent(s), with contact information:

See attached Schedule A

If specified constitutional issues are raised, service on the Attorney General is required under s. 24 of the Judicature Act: Rule 14.18(1)(c)(viii).

14. Attachments (check as applicable)

Order or judgment under appeal if available (not reasons for decision) (Rule 14.12(3))

Earlier order of Master, etc. (Rule 14.18(1)(c))

Order granting permission to appeal (Rule 14.12(3)(a))

Copy of any restricted access order (Rule 14.12(2)(e))

If any document is not available, it should be appended to the factum, or included elsewhere in the appeal record.

SCHEDULE "A"

(Service List)

Court of Appeal File No.: 1601-0044AC

Trial Court File No.: 1501-11817

Appellants: Easy Loan Corporation and Mike Terrigno

Respondents: Base Mortgage & Investment Ltd., Base Finance Ltd., Arnold Breikreutz, Susan Breikreutz, Susan Way and GP Energy

Counsel:	Contact Information:	Counsel For:	Status:
Riverside Law Office 4108 Montgomery View NW Calgary, AB T3B 0L9 <i>Christopher Souster</i>	cmas@riversidelawoffice.ca (403) 685-4224	Mike Terrigno & Easy Loan Corporation	Appellants
Robert C.P. Smyth 204-8408 Elbow Dr. SW Calgary, AB T2V1K7	barristerbob@shaw.ca (403) 253-2257	Base Mortgage & Investments Ltd. and Base Finance Ltd.	Respondents
Billington Barristers 1910 Elveden House 717 - 7th Avenue SW Calgary, AB T2P 0Z3 <i>Richard N. Billington, Q.C.</i>	RBillington@BillingtonBarristers.com (403) 930-4101	Receiver BDO Canada Limited	Respondents
Alberta Securities Commission #600, 250 - 5th Street SW Calgary, AB T2P 0R4 <i>Tom McCartney</i>	tom.mccartney@asc.ca (403) 355-4480	Alberta Securities Commission	Respondents
McLennan Ross LLP 1000 First Canadian Centre 350 - 7th Avenue SW Calgary, AB T2P 3N9 <i>Michael Aasen</i>	maasen@mross.com (403) 303-1686	Listed Investors: -Scott McLean -Kristine McLean -Thomas McLean -Samantha McLean -Eli Pullam -940911 Alberta Ltd.	Respondents
DE WAAL LAW 1010, 505-3rd Street SW Calgary, AB T2P 3E6 <i>Rhys de Waal</i>	rdewaal@dewaallaw.com (403) 266-0013	Andy Gruszecki and his family	Respondents
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Edward Bresky #16, 2439 54th Avenue S.W. Calgary, AB T3E 1M4	ed.bresky@breskylaw.ca (403) 457-6045	Brian Fox	Respondents
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 Burnet Duckworth & Palmer LLP 525 8 Ave SW #2400, Calgary, AB <i>Trevor Batty</i> 	 tbatty@bdplaw.com (403) 260-0263 	 Ken Unger and Sandra Unger 	 Respondents
Warren Benson Amantea LLP 1413- 2 nd Street S.W. Calgary, AB <i>Kimberly Setrakov</i>	ksetrakov@wbalaw.ca (403) 228-7007	Resch Construction Ltd.	Respondents
Paul A. Kazakoff Professional Corporation 590-10201 Southport Road SW Calgary, Alberta	pakazakoff@bkalaw.com (403) 640-0455	Calgary Aggregate Recycling Ltd. and John Davies	Respondents
Low, Glen & Card 3636 23 St NE Calgary, AB <i>Jeffrey B. Woodruff</i>	jeff@lgc-law.com 403-291-2532	Fred and Carol Dowe	Respondent