



COUNSEL SLIP

9:58 AM

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****PLEASE WRITE CLEARLY AND IN FULL****

COURT FILE NO. CV-19-00630665-00CL

DATE: NOVEMBER 12, 2019

No. ON LIST 5

TITLE OF PROCEEDING **BANK OF NOVA SCOTIA - v - 6396763 CANADA INC.**

COUNSEL FOR: The Bank of Nova Scotia
Plaintiff (s)
Applicant (s) Klaiman, Ian
Petitioner (s)

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BDO as proposed Receiver

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12 Nov 19.

The order getting receiver & approval + vesting order shall go as per the drafts filed & signed. No one opposes. The order getting BDO is just and convenient. A receiver ought to be appointed in the circumstances of this case where the Applicant had $\text{\textcircled{D}}$ rights under the Garbemann agreement, the insolvency has been going on for some time and the Applicant is in the best interests of the parties & stakeholders - including approx 100 eers and Bell.

The approval + vesting order is fair & reasonable. The Resp's assets have been fairly marketed and fair value obtained. Again, no one opposes and the major stakeholders are in agreement. The Soundlaw people have been met.

Last, a sealing order is appropriate as the Sterna Club criteria have been met.

M. E. T.