

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE MADAME) FRIDAY, THE 24TH DAY
JUSTICE DIETRICH) OF JUNE, 2022
)

B E T W E E N

THE TORONTO-DOMINION BANK

Applicant

-and-

9052526 CANADA INC.

Respondent

ORDER

THIS MOTION, made by the Applicant, was heard this day by Judicial teleconference via Zoom at 330 University Avenue, Toronto, Ontario, Ontario.

ON READING the Motion Record of the Applicant dated May 31, 2022, the Appointment Order of the Honourable Justice Cavanagh dated September 20, 2021 (the “**Appointment Order**”) appointing BDO Canada Limited as Receiver over all Property (as defined in the Appointment Order) of the Respondent, the Ancillary Order of the Honourable Justice Cavanagh dated September 20, 2021, the Affidavit of Sanjay Kansal, sworn August 21, 2021, and the Exhibits thereto, the Affidavit of Sanjay Kansal, sworn September 17, 2021, and the Exhibits thereto, the Affidavit of Sanjay Kansal, sworn May 30, 2022, and the Exhibits thereto, the Factum of the Applicant dated June 7, 2022, the Preliminary Report dated June 23, 2022 filed by BDO Canada Limited in its capacity as proposed Receiver, and on hearing the submissions of counsel for the Applicant and all other parties in attendance, all properly served as it appears from the Affidavits of Service of Lindsay Ferguson dated May 31, 2022 and June 7, 2022, filed,

1. **THIS COURT ORDERS** that the Appointment Order in the herein Application be and is effective as against the Respondent, 9052526 Canada Inc., as at June 24, 2022.

Dietrich J.

Justice, Ontario Superior Court of Justice

Commercial List

THE TORONTO-DOMINION BANK

-and-

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Court File No. CV-21-00667820-00CL

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Proceeding commenced at
Toronto, Ontario

ORDER

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