

COURT FILE NUMBER: 1501-11817

COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE: CALGARY

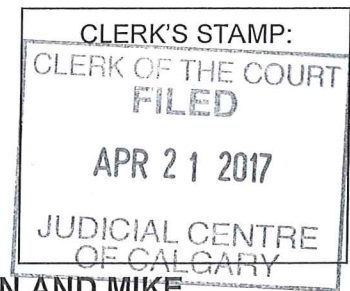
PLAINTIFFS / APPLICANTS: EASYLOAN CORPORATION AND MIKE TERRIGNO

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

DOCUMENT: ORDER

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

Billington Barristers
1910 Elveden House
717 - 7th Avenue SW
Calgary, AB T2P 0Z3
Main: (403) 930-4100
Fax: (403) 930-4110
Richard N. Billington, Q.C.
Direct: (403) 930-4101
File: 15047-001
**Counsel for the Receiver,
BDO Canada Limited**



DATE ON WHICH THIS ORDER WAS PRONOUNCED:

December 2, 2016

LOCATION OF HEARING:

Calgary, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Madam Justice B.E.C. Romaine

UPON the Application of counsel for Base Mortgage & Investments Ltd., Base Finance Ltd., Arnold Breitkruetz, Susan Breitkruetz and GP Energy Inc.; AND UPON the Cross-Application of counsel for BDO Canada, the Receiver in the within action; AND UPON hearing the reports of the Receiver; First Report of the Receiver, dated November 5, 2016, Second Report of the Receiver, dated January 15, 2016, Third Report of the Receiver, dated May 9, 2016 and Supplementary Report to the Third Report of the

Receiver, dated July 28, 2016; AND UPON hearing the Affidavits of Arnold Breitkruetz filed March 24, 2016.

IT IS HEREBY ORDERED THAT:

1. The Applications by Base Mortgage & Investments Ltd., Base Finance Ltd., Arnold Breitkruetz, Susan Breitkruetz and GP Energy Inc. are dismissed.
2. The Receiver's reported actions are approved to date.
3. Royal Bank of Canada, RBC Dominion Securities and Edward Jones are required to provide historical current banking information for all named parties, Base Mortgage & Investments Ltd. Base Finance Ltd., Arnold Breitkruetz, Susan Breitkruetz, Susan Way, GP Energy Inc., Brian Fox and Lyle Hogaboam. Such information is to be provided to counsel for the Receiver, Richard N. Billington, Q.C. of Billington Barristers at:

1910 Elveden House
717 – 7th Avenue SW
Calgary, AB T2P 0Z3
Tel: (403) 930-4100
Fax: (403) 930-4110
Email: RBillington@BillingtonBarristers.com

4. Arnold Breitkruetz is directed to forthwith provide to the Receiver the names and contact information of tenants of the properties specified in paragraph 5 below.
5. The Receiver is hereby authorized to list the following properties for sale immediately:
 - a. 724 - 55 Avenue SW, Calgary, AB
LEGAL DESCRIPTION:
PLAN 1693AF
BLOCK 24
THE EASTERLY 50 FEET THROUGHOUT OF ALL THAT PORTION OF
LOT B WHICH IS SHOWN ON PLAN 1559EO AND THEREON OUTLINED

IN RED

EXCEPTING THEREOUT ALL MINES AND MINERALS

- b. 735 - 55 Avenue SW, Calgary, AB

LEGAL DESCRIPTION:

PLAN 3701GA

BLOCK 27

LOT 9

RESERVING UNTO HER MAJESTY ALL COAL

- c. 728 - 55 Avenue SW, Calgary, AB

LEGAL DESCRIPTION:

PLAN 1559EO

THE WEST 50 FEET OF THE SOUTH 120 FEET OF THE PARCEL

EXCEPTING THEREOUT ALL COAL

- d. 63 Suncastle Bay SE, Calgary, AB

LEGAL DESCRIPTION:

PLAN 8410877

BLOCK 26

LOT 20

EXCEPTING THEREOUT ALL MINES AND MINERALS

6. Trustee of the Estate of Susan Way is directed to pay to the Receiver herein all proceeds net of costs of sale including the \$40,000.00 exempt equity portion, related to the sale of 27 Ceduna Park SW, Calgary, AB

LEGAL DESCRIPTION:

CONDOMINIUM PLAN 0413768

UNIT 27B

AND 192 UNDIVIDED ONE TEN THOUSANDTH SHARES IN THE COMMON PROPERTY

EXCEPTING THEREOUT ALL MINES AND MINERALS

7. In the event that parties are unable to agree on costs, they may make written submissions of no more than 5 pages within 90 days of the filing of this Order.



J.C.C.Q.B.A.

Approved as being the Order granted

Billington Barristers

Riverside Law Office

Per: 

Richard Billington, Q.C.
Counsel for the Receiver

Per: _____

Christopher Souster
Counsel for Easyloan Corporation
and Mike Terrigno

DLA Piper (Canada) LLP

Cameron Okolita Inc.

Per: _____

Kenneth Reh
Counsel for Arnold Breitkruetz, Susan
Breitkruetz

Per: 

D.C. (Doug) Quinn
Trustee for Susan Way, a bankrupt

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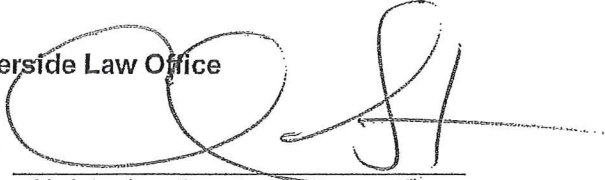
Billington Barristers

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Counsel for Arnold Breitkruetz, Susan
Breitkruetz

Per: _____

D.C. (Doug) Quinn
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