

ONTARIO
SUPERIOR COURT OF JUSTICE
(Commercial List)

B E T W E E N:

DBDC SPADINA LTD.,
and THOSE CORPORATIONS LISTED ON SCHEDULE "A" HERETO

Applicants

- and -

NORMA WALTON, RONAULD WALTON, THE ROSE & THISTLE GROUP
LTD. and EGLINTON CASTLE INC.

Respondents

- and -

THOSE CORPORATIONS LISTED IN SCHEDULE "B" HERETO, TO BE
BOUND BY THE RESULT

**FOURTH SUPPLEMENTAL REPORT TO THE TWENTY-SECOND REPORT OF THE
MANAGER, SCHONFELD INC.**

A. Introduction

1. This is the Fourth Supplemental Report to the 22nd Report of Schonfeld Inc. ("Schonfeld") in its capacity as Manager of certain companies listed at Schedule "B" to the Order of Justice Newbould dated November 5, 2013 (the "Companies")¹, together with the properties owned by the Companies (the "Properties")² and as manager/receiver of the Properties listed at Schedule "C" to the Order of Justice Brown dated August 12, 2014.

¹ Schedule "B" was amended by Order dated January 16, 2014.

² The Manager was discharged from certain responsibilities with respect to certain of the Properties pursuant to an Order dated April 1, 2014.

B. Purpose of this Report

2. The purpose of this Supplementary Report is to provide facts relevant to Norma Walton's motion for \$200,000 to fund litigation and living expenses.

3. The Manager takes no position with respect to whether Ms. Walton's motion should be granted or whether she is entitled to funding. However, Ms. Walton has suggested that this funding be paid from the proceeds of the sale of various Schedule "B" Properties in which the Waltons claim to have equity. For the reasons described below, the Manager does not believe that it is appropriate for Schedule "B" sale proceeds to be used for Ms. Walton's living or litigation expenses.

C. Terms of reference

4. Based on its review and interaction with the parties to date, nothing has come to the Manager's attention that would cause it to question the reasonableness of the information presented herein. However, the Manager has not audited, or otherwise attempted to independently verify, the accuracy or completeness of any financial information of the Companies. The Manager therefore expresses no opinion or other form of assurance in respect of any of the Companies' financial information that may be in this Report.

5. Capitalized terms not otherwise defined have the meaning ascribed to them in the Manager's 22nd Report.

D. Tracing completed to date with respect to the Interim Distribution Properties

6. As noted in the 22nd Report, the August 12 Order required that the Waltons' shareholdings be recalculated in accordance with the Agreements, that the Waltons were only entitled to the shares that they had paid for and that the balance of the Waltons' shares were to be cancelled. The Manager's analysis of the Waltons' contribution to the Interim Distribution Companies is set out in the Second Supplemental Report to Manager's the 22nd Report.

7. As is noted in its 22nd Report and the Second Supplementary Report thereto, the Manager sought authority to make an interim distribution from certain Companies (the "Interim Distribution Companies"). In support of this motion, and in order to determine the Applicants'

and Respondents' shareholdings in accordance with the August 12 Order, the Manager has conducted an analysis of how each of the Interim Distribution Companies was funded.

8. The Manager's analysis showed that most of the funds contributed to the Interim Distribution Companies were paid by the Applicants either directly (in the form of an equity contribution to the relevant Interim Distribution Company) or indirectly (in the form of an equity contribution or mortgage advance to another Schedule "B" Company that was diverted by the Waltons to the relevant Interim Distribution Company). Thus, the Manager's analysis can be divided into two stages:

- (a) the Manager began its assessment of contributions from the Applicants' and Respondents recorded in the books and records of the Interim Distribution Companies. All of the Waltons' purported contributions were made in the form of expenses paid from the Rose & Thistle's bank account (the "**Rose & Thistle Account**"). For the purposes of its initial analysis, the Manager counted any payment to or on behalf of an Interim Distribution Company from the Rose & Thistle Account as a "**Recorded Contribution**" unless the funds used to make the payment were provided directly by the Applicants.³ Equity Contributions by the Applicants are referred to below as "**Direct DBDC Contributions**".
- (b) The Manager subsequently analyzed the source of the Recorded Contributions. In all but one case, the Manager concluded that it was likely that the Recorded Contributions were funded, in whole or in part, by funds diverted from the Applicants. Funds contributed by the Applicants to one Company and diverted for use in one of the Interim Distribution Companies are referred to below as "**Indirect DBDC Contributions.**"

9. Based on the guidance received from the Court at the attendance on January 6, 2015, the Manager has compiled a further chart, which is below, that shows both Direct DBDC Contributions, Indirect DBDC Contributions and Recorded Contributions where the source cannot be identified based on the work completed to date.

³ In some cases, the Applicants' equity contributions were paid to the Rose & Thistle Account because the relevant company did not yet have a bank account.

Company	Direct DBDC Contributions	Indirect DBDC Contributions	Other Recorded Contributions ⁴	Total DBDC Percentage of contributions
Hidden Gem Development Inc.	\$1,166,150	\$77,600	\$0	100%
Lesliebrook Holdings Ltd.	\$1,212,828.00	\$25,100.00	\$0	100%
Liberty Village Properties Ltd.	\$1,980,059.00	\$0	\$50,100.00	97.5%
Royal Agincourt Corp.	\$2,334,208.00	\$454,500.00	\$0	100%
Royal Gate Holdings Ltd.	\$4,962,957.00	\$120,100.00	\$0	100%
Tisdale Mews Inc. ⁵	\$1,480,000.00	\$0	\$0	100%
Skyway Holdings Ltd.	\$752,650.00	\$90,090 ⁶	\$10,010	99%

10. The Manager notes that the accuracy with which a specific dollar contributed by Bernstein can be matched to a specific use depends primarily on the opening balance and the level of activity in the Rose & Thistle Account when the funds were transferred. When funds

⁴ The Manager did not trace the source of de minimus contributions in the amount of \$100 made by Respondents in and around October 2013.

⁵ The Respondents have taken the position that they are entitled to 50% of the equity in Tisdale Mews Inc. notwithstanding the imbalance in financial contributions because the Applicants invested in the company after the Respondents had owned it for several years and the Applicants' investment was based on a higher property value than was originally paid by the Respondents. This is a legal dispute between the Applicants and the Respondents that will ultimately be resolved by the Court. The figure in the chart above is based entirely on financial contributions and does not account for the increased value alleged by the Respondents.

⁶ When the Recorded Contributions from Skyway were made, the Rose & Thistle Account received funds from both Schedule "B" and Schedule "C" companies. The Recorded Contribution has been allocated based on the fact that 90% of the funds were received from Schedule "B" Companies.

contributed to a Company were transferred into the Rose & Thistle Account, funds were also transferred into and/or out of the Rose & Thistle Account by or to other Companies or Walton Companies. In such cases, it is possible to trace funds out of the Rose & Thistle Account into accounts held by the Schedule B Companies or the Schedule C Companies but it is not possible to match exactly the funds transferred out of the Rose & Thistle Account to the funds transferred as the funds have been comingled in the Rose & Thistle Account. In considering whether a particular Recorded Contribution is an Indirect DBDC Contribution, the Manager has assessed whether, based on its analysis it is more likely than not that the funds used to make a Recorded Contribution originated with the Applicants. This is the same basis on which the Inspector traced the funds

11. The Manager also notes that the Recorded Contributions that cannot be traced to the Applicants based on the work done to date were not necessarily made using the Waltons' own funds. Since funds provided by Bernstein, as well as funds provided by other investors and revenues from the various Schedule B Companies and Schedule C Companies, to fund the Schedule B Companies were constantly circulating through the Rose & Thistle Account, accounts relating to the Schedule C Companies and the Waltons' accounts, it is not possible to say for certain that any of the Recorded Contributions were made using the Waltons' own funds.

12. In order to determine with certainty how each of the Recorded Contributions were funded, the Manager would need to complete significant further tracing work. In the Manager's view, the cost of a complete tracing exercise would be disproportionate in light of the relatively limited funds available for distribution.

13. In light of the foregoing, the Manager does not agree with Ms. Walton's assertion that she is entitled to an equity distribution from the Interim Distribution Companies and that this distribution ought to be made available to fund her litigation and living expenses.

E. Proceeds from the sale of Schedule “C” Properties

14. To date, the Manager has sold three Schedule “C” Properties. The sale proceeds from these properties, net of mortgages, are listed below.

Property	Net Proceeds
66 Gerrard Street East	\$271,429
324 Prince Edward Dr.	\$741,502
24 Cecil Street	\$987,308
Total	\$2,027,381

15. The Manager has not yet conducted claims processes to identify unsecured creditors having claims against the entities that own the Properties listed above.

F. Answers to undertakings

16. At the 9:30 chambers appointment on January 6, 2015 to schedule Ms. Walton’s motion, Ms. Walton was ordered to answer outstanding undertakings from an examination conducted in April 2014 with respect to her finances.

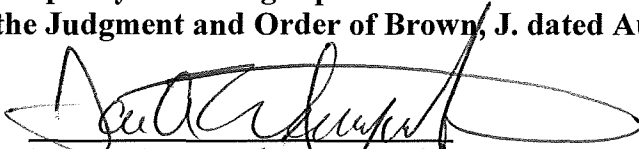
17. Ms. Walton subsequently delivered Answers to Undertakings stating, in each case, that she does not have access to the information that she undertook to provide and taking the position that such information is in the possession of Schonfeld Inc. or Ira Smith Trustee & Receiver Inc. in its capacity as receiver of the Waltons personally. Ms. Walton’s answers are attached as Appendix “A”.

All of which is respectfully submitted this 27th day of January, 2015.

SCHONFELD INC.

**In its capacity as Manager pursuant to the Order of Newbould, J. dated November 5, 2013
and the Judgment and Order of Brown, J. dated August 12, 2014**

Per:



James Merryweather CPA, CGA

SCHEDULE "A" COMPANIES

1. Dr. Bernstein Diet Clinics Ltd.
2. 2272551 Ontario Limited
3. DBDC Investments Atlantic Ltd.
4. DBDC Investments Pape Ltd.
5. DBDC Investments Highway 7 Ltd.
6. DBDC Investments Trent Ltd.
7. DBDC Investments St. Clair Ltd.
8. DBDC Investments Tisdale Ltd.
9. DBDC Investments Leslie Ltd.
10. DBDC Investments Lesliebrook Ltd.
11. DBDC Fraser Properties Ltd.
12. DBDC Fraser Lands Ltd.
13. DBDC Queen's Corner Ltd.
14. DBDC Queen's Plate Holdings Inc.
15. DBDC Dupont Developments Ltd.
16. DBDC Red Door Developments Inc.
17. DBDC Red Door Lands Inc.
18. DBDC Global Mills Ltd.
19. DBDC Donalda Developments Ltd.
20. DBDC Salmon River Properties Ltd.
21. DBDC Cityview Lands Ltd.
22. DBDC Weston Lands Ltd.
23. DBDC Double Rose Developments Ltd.
24. DBDC Skyway Holdings Ltd.
25. DBDC West Mall Holdings Ltd.
26. DBDC Royal Gate Holdings Ltd.
27. DBDC Dewhurst Developments Ltd.
28. DBDC Eddystone Place Ltd.
29. DBDC Richmond Row Holdings Ltd.

SCHEDULE "B" COMPANIES

1. Twin Dragons Corporation
2. Bannockburn Lands Inc. / Skyline – 1185 Eglinton Avenue Inc.
3. Wynford Professional Centre Ltd.
4. Liberty Village Properties Ltd.
5. Liberty Village Lands Inc.
6. Riverdale Mansion Ltd.
7. Royal Agincourt Corp.
8. Hidden Gem Development Inc.
9. Ascalon Lands Ltd.
10. Tisdale Mews Inc.
11. Lesliebrook Holdings Ltd.
12. Lesliebrook Lands Ltd.
13. Fraser Properties Corp.
14. Fraser Lands Ltd.
15. Queen's Corner Corp.
16. Northern Dancer Lands Ltd.
17. Dupont Developments Ltd.
18. Red Door Developments Inc. and Red Door Lands Ltd.
19. Global Mills Inc.
20. Donalda Developments Ltd.
21. Salmon River Properties Ltd.
22. Cityview Industrial Ltd.
23. Weston Lands Ltd.
24. Double Rose Developments Ltd.
25. Skyway Holdings Ltd.
26. West Mall Holdings Ltd.
27. Royal Gate Holdings Ltd.
28. Royal Gate Nominee Inc.
29. Royal Gate (Land) Nominee Inc.
30. Dewhurst Development Ltd.
31. Eddystone Place Inc.

32. Richmond Row Holdings Ltd.
33. El-Ad (1500 Don Mills) Limited
34. 165 Bathurst Inc.

SCHEDULE "C" PROPERTIES

1. 3270 American Drive, Mississauga, Ontario
2. 0 Luttrell Ave., Toronto, Ontario
3. 2 Kelvin Avenue, Toronto, Ontario
4. 346 Jarvis Street, Suites A, B, C, E and F, Toronto, Ontario
5. 1 William Morgan Drive, Toronto, Ontario
6. 324 Prince Edward Drive, Toronto, Ontario
7. 24 Cecil Street, Toronto, Ontario
8. 30 and 30A Hazelton Avenue, Toronto, Ontario
9. 777 St. Clarens Avenue, Toronto, Ontario
10. 252 Carlton Street and 478 Parliament Street, Toronto, Ontario
11. 66 Gerrard Street East, Toronto, Ontario
12. 2454 Bayview Avenue, Toronto, Ontario
13. 319-321 Carlaw, Toronto, Ontario
14. 260 Emerson Ave., Toronto, Ontario
15. 44 Park Lane Circle, Toronto, Ontario
16. 19 Tennis Crescent, Toronto, Ontario
17. 646 Broadview, Toronto, Ontario

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**ONTARIO
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BETWEEN:

DBDC SPADINA LTD., et al.

Applicants

- and -

NORMA WALTON, RONAULD WALTON, THE ROSE & THISTLE GROUP LTD., and EGLINTON CASTLE INC.

Respondents

**UNDERTAKINGS, REFUSALS AND ADVISEMENTS GIVEN ON THE
EXAMINATION IN AID OF EXECUTION OF NORMA WALTON, HELD APRIL 11, 2014**

Examination by Mr. Dunn

Item No.	Page No.	Question/Line No.	Undertaking/Refusal/Advisement	Answer
1.	16	41	Undertaking to provide a copy of the forbearance agreement with Harbour Mortgage in respect of 3270 American Drive.	Answered by email dated June 15, 2014.
2.	17	47	Undertaking to provide details with respect to quantum of income from 3270 America Drive currently being held by Harbour Mortgage.	Answered by email dated June 15, 2014.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
3.	17	50	Undertaking to provide a copy of the shareholder loan from Mr. and Mrs. De Jong to United Empire Lands Ltd., an entity jointly controlled by the Waltons and De Jongs.	Schonfeld Inc. now has control of the Minute Book for United Empire Lands. If Mr. Schonfeld requires Ms. Walton to attend at his office to help him locate this document, she will do so.
4.	20	60	Undertaking to provide a record of the accounts payable of 6195 Cedar Street Inc. in respect of 2 Kelvin and reflecting the amounts owed to suppliers, trades and other stakeholders.	Schonfeld Inc. has been given a listing of all accounts payable to each of Ms. Walton's suppliers for each Walton property. Schonfeld Inc. also now has the entire quickbooks file for 6195 Cedar Street.
5.	25	73	Undertaking to provide a copy of a claim commenced by Mr. and Mrs. Mintz against the Waltons for an accounting and a determination of their interest in 346A and 346B Jarvis.	Ms. Walton does not have a copy of the claim. She believes this was provided by Howard Cohen earlier. Moreover, as the Mintzes have filed a CPL against 346A and 346B Jarvis, it is likely Schonfeld Inc. has obtained a copy of the claim through this process. If this is not the case, please advise.
6.	26	78	Undertaking to provide a bank statement for the bank account into which the rental income from 346A and 346B Jarvis is deposited.	Schonfeld Inc. has this information as it now controls and is paying the mortgages for 346A and 346B from the bank account belonging to 1780355 Ontario Inc.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
7.	33	109	Undertaking to produce any emails and any share certificates evidencing the interests of the debt holders in Cinderella Productions Ltd. in respect of 1 William Morgan Drive.	Schonfeld Inc. has the minute book and all financial records and email records for 1 William Morgan Drive. If Mr. Schonfeld requires Ms. Walton to attend at his office to help him locate these specific documents, she will do so.
8.	33	110	Undertaking to produce any emails and any share certificates evidencing the debt holders' interests in 30 and 30A Hazelton.	Schonfeld Inc. has the minute book and all financial records and email records for 30 and 30A Hazelton. If Mr. Schonfeld requires Ms. Walton to attend at his office to help him locate these specific documents, she will do so.
9.	40	133	Undertaking to provide any correspondence or other communication with any mortgagees of the Properties in respect of negotiations relating to forbearance agreements or attempts to hold off power of sale proceedings from and after November 1, 2013	Schonfeld Inc. is now in contact with all of Ms. Walton's lenders for the Schedule C properties. Schonfeld Inc. has all books and records for those properties. If Mr. Schonfeld requires Ms. Walton to attend at his office to help him locate specific documents related to this undertaking, she will do so.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
10.	44	140	Undertaking to provide accounts payable listing along with backup invoices for all Walton properties.	<p>Ms. Walton provided to Schonfeld Inc. an excel summary of all money due by the Waltons to their companies, including with respect to the Schedule C properties, as part of her June 26, 2014 motion record.</p> <p>Moreover, further to the August 12, 2014 Order of Justice Brown, Schonfeld Inc. now has all of the books and records for all of these properties.</p>
11.	48	155	Undertaking to provide bank statements dating back to November 1, 2011 for the bank accounts of Rose & Thistle Properties Ltd. and Rose & Thistle Homes Ltd. and any other accounts that were used as a "clearing house" or a transfer account for monies between the Walton companies.	<p>All accounts previously controlled by Ms. Walton are now under the control of Ira Smith.</p> <p>Schonfeld Inc. has access to these accounts. Ms. Walton does not.</p>
12.	48	156	Undertaking to provide bank statements for all Walton companies dating as of November 1, 2013.	See answer to undertaking 11.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
13.	50	161	Undertaking to provide all HST notices of garnishment on all Walton properties.	<p>Schonfeld Inc. now controls all Schedule C properties, and would be the party communicating with CRA regarding any outstanding HST obligations.</p> <p>Further, as a result of the personal receivership over her, Ms. Walton is unaware of any notices of garnishment related to her bank accounts.</p>
14.	51	166	Undertaking to provide documents evidencing arrangement with City of Toronto to sell various properties in satisfaction of property tax debt.	<p>Schonfeld Inc. now has all of Ms. Walton's digital files. She does not have copies as her server was shut down on account of non payment following the personal receivership over her. Hence, Ms. Walton does not have access to the emails she wrote to the city of Toronto regarding property taxes</p> <p>If Mr. Schonfeld requires Ms. Walton to attend at his office to help him locate these specific documents, she will do so.</p>
15.	60	193	Undertaking to provide contracts or retainer agreements entered into with Intrepid Quality Surveying and BTY for cost consulting services and reports.	Previously answered. See June 15, 2014 email from Ms. Walton to Jackie Labine.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
16.	60	194	Undertaking to provide invoices from Intrepid and BTY with respect to quantity surveying and cost consulting work performed for Walton companies.	Previously answered. See June 15, 2014 email from Ms. Walton to Jackie Labine.
17.	69	219	Undertaking to provide personal credit card statements dating back to November 1, 2013.	Ms. Walton has provided to Ira Smith all credit card statements that were in her possession. Ms. Walton has provided all credit cards in her possession to Schonfeld Inc. Ms. Walton no longer has access to either these statements or the credit cards themselves.
18.	74	229	Undertaking to provide tax returns of both Mr. and Mrs. Walton for 2010, 2011 and 2012.	Answered by email dated June 15, 2014, apart from Mr. Walton's 2010 return. Ms. Walton cannot obtain a copy of this return from her accountant as she is indebted to him in the amount of \$80,000.
19.	74	230	Undertaking to provide notices of assessment for both Mr. and Mrs. Walton for 2010, 2011 and 2012.	Answered by email dated June 15, 2014.
20.	75	237	Undertaking to provide bank statements for Walton Advocates dating back to November 1, 2013	See answer to undertaking 11.
21.	77	249	Undertaking to provide bank account statements for Rose & Thistle Media dating back to November 1, 2013	See answer to undertaking 11.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
22.	79	259	Undertaking to provide any agreements evidencing a 50 per cent ownership interest in the "Chasing the Devil" film held by Palmer Productions.	<p>Schonfeld Inc. now has all of Ms. Walton's digital files. She does not have copies as her server was shut down on account of non payment following the personal receivership over her. Hence, Ms. Walton does not have access to documents related to Chasing the Devil.</p> <p>If Mr. Schonfeld requires Ms. Walton to attend at his office to help him locate these documents, she will do so. However, Ms. Walton was not involved with this company and is not familiar with the investment other than its cost: \$250,000 for 50% interest.</p>
23.	79	260	Undertaking to provide bank statements for Palmer Productions as of November 1, 2013.	See answer to undertaking 11.
24.	80	269	Undertaking to provide bank statements for Quest for the Stars as of November 1, 2013.	See answer to undertaking 11.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
25.	80	270	Undertaking to provide agreement governing the investment made by Quest for the Stars in the TV special that ran on PBS.	<p>Schonfeld Inc. now has all of Ms. Walton's digital files. She does not have copies as her server was shut down on account of non payment following the personal receivership over her. Hence, Ms. Walton does not have access to documents related to Quest for the Stars.</p> <p>If Mr. Schonfeld requires Ms. Walton to attend at his office to help him locate this document, she will do so. However, Ms. Walton was not involved with this company and is not familiar with the investment other than she believes the investments was \$450,000.</p>
26.	81	273	Undertaking to provide distribution agreement to which Palmer Productions is a party.	See answer to undertaking 25.
27.	82	281	Undertaking to provide bank statements for Corporate Communications Interactive ("CCI") as of November 1, 2013.	See answer to undertaking 11.
28.	84	289	Undertaking to provide agreement or share certificates evidencing Waltons' ownership interest in CCI.	Ira Smith now has the CCI minute book which should contain all agreements and share certificates related to CCI. If Mr. Smith requires Ms. Walton to attend at his office to help him locate these documents, she will do so.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
29.	85	295	Undertaking to provide bank statements for Urban Amish Interiors Inc. as of November 1, 2013.	See answer to undertaking 11.
30.	86	299	Undertaking to inquire as to existence of bank account for Loftraum, and to provide bank statement as of November 1, 2013 if an account exists.	See answer to undertaking 11. Ms. Walton advises that she no knowledge of any bank account that exists for Loftraum and has no access to any bank statement if such an account exists.
31.	86	300	Undertaking to produce any agreements evidencing the Waltons' divestments of interest in Urban Amish and Loftraum.	Ira Smith has both minute books for Urban Amish and Loftraum. If Mr. Smith requires Ms. Walton to attend at his office to help him locate these documents, she will do so.
32.	88	312	Undertaking to provide the 2012 income statement and balance sheet for Handy Home Products Ltd.	Ms. Walton released her interest in this company a year ago. Mr. Smith has all records evidencing the share transfer. Ms. Walton has no access to documents relating to this company. If Mr. Smith requires Ms. Walton to attend at his office to help him locate this document, she will do so. See Report of Ira Smith dated December 1, 2014.
33.	88	313	Undertaking to provide the share transfer documents and other documents evidencing the Waltons' divestment of interest in Handy Home Products Ltd.	See answer to undertaking 32.

Item No.	Page No.	Question/ Line No.	Undertaking/Refusal/Advisement	Answer
34.	89	315	Refusal to provide letter between Mrs. Walton and counsel for the principal of Handy Home Products discussing the share transfer between Mrs. Walton and Handy Home Products.	See answer to undertaking 32.
35.	96	345	Undertaking to provide bank statements for Handy Home Products and Plexor Plastic as of November 1, 2013.	See answer to undertaking 11.
36.	98	357	Undertaking to provide the 2011 and 2012 financial statements for each property holding company controlled by the Waltons.	Ira Smith has all financial statements related to the 2011 and 2012 companies the Waltons controlled. See report of Ira Smith, December 1, 2014.
37.	100	364	Undertaking to provide bank statements for Rose & Thistle Construction as of November 1, 2013.	See answer to undertaking 11.
38.	100	366	Undertaking to produce all existing financial statements for Rose & Thistle Construction.	Ira Smith has these statements. See report of Ira Smith, December 1, 2014.
39.	102	373	Undertaking to provide a list detailing the balance of companies not discussed at the examination in which the Waltons have an interest.	Ms. Walton provided to both Mr. Schonfeld and Mr. Smith a full list of all Walton companies in August 2014.