

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE) MONDAY, THE 19TH
)
JUSTICE CONWAY) DAY OF JUNE, 2017

BETWEEN:

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

Applicants

and

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

Respondents

and

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

ORDER

THIS MOTION, made by the Schedule "B" Mortgagees E. Manson Investments Limited, 5 K Investments Inc., Yerusha Investments Inc., National Tire Sales and Service (2011) Ltd., Natme Holdings Ltd., Marvin Teperman, Maxoren Investments Inc., Sheilaco Investments Inc., Errol Gordon, Southern Atlantic Service, Elaine Pepper, B. & M. Handelman Investments Limited and 558678 Ontario Limited (collectively, the "Handelman Mortgagees"), for an order that their legal fees, as reflected in their May 15, 2014 Discharge Statement for 78 Tisdale Avenue, Toronto, be paid in their entirety from the proceeds of sale of 78 Tisdale Avenue, Toronto, was heard this day at 330 University Avenue, Toronto.



ON READING the Notice of Motion, the Affidavit of Lawrence Zimmerman affirmed May 19, 2017 and exhibits thereto, the Forty-Eighth Report of the Manager dated June 14, 2017, the Compendium of the Applicants dated June 16, 2017 and on consent of counsel for the Handelman Mortgagees, the Manager and the Applicants:

1. **THIS COURT ORDERS** that the balance of funds held in trust by the Manager from the proceeds of sale of 78 Tisdale Avenue, Toronto, be distributed as follows:

- (a) The sum of \$14,136.98 payable to the Handelman Mortgagees or whomsoever they may direct – representing an increase of the Handelman Mortgagees’ legal fees allocated to 78 Tisdale Avenue, Toronto from 25% to 30% and a decrease of the Handelman Mortgagees’ legal fees allocated to 7-23 Fraser Avenue, Toronto from 25% to 20%; and
- (b) The remaining balance of funds payable to the Applicants or whomsoever they may direct.

2. **THIS COURT ORDERS** that each party bear their own costs of this motion.

ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO:

JUL 20 2017

PER / PAR: 



~~The Honourable Justice Conway~~
Angelique Palmer
Superior Court of Justice

JUL 20 2017

DBDC SPADINA LTD. et al
Applicants

NORMA WALTON et al
Respondents

Court File No. CV-13-10280-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
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Proceeding commenced at Toronto

ORDER

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