

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE)
)
MR. JUSTICE NEWBOULD)

Tuesday., THE 23RD
DAY OF February, 2015

B E T W E E N:

(Court Seal)

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 ON SCHEDULE B HERETO, TO BE
BOUND BY THE RESULT

ORDER

THIS MOTION, made by the Applicant was heard on February 23, 2016 at the court house, 330 University Avenue, 7th Floor, Toronto, Ontario, M5G 1R7.

ON READING the Notice of Motion of the Applicants, the Notice of Motion of Norma Walton, the Notice of Motion of the Manager, Schonfeld Inc., the Affidavit of Jim Reitan, sworn February 5, 2016, the Affidavit of Madison Robins, dated February 23, 2016, the Affidavit of

Norma Walton, dated February 19, 2016, the 38th Report of the Manager, Schonfeld Inc., dated February 16, 2016, and the 39th Report of the Manager, Schonfeld Inc., dated February 19, 2016 and on hearing the submissions of the counsel for the Applicants, Norma Walton, and Schonfeld Inc. in its capacity as the court-appointed inspector/manager,

1. THIS COURT ORDERS that the time for service of the Notice of Motion and the Motion Record is hereby abridged so that this motion is properly returnable today and hereby dispenses with further service thereof.

2. THIS COURT ORDERS that Schonfeld Inc. in its capacity as the court-appointed manager of certain companies and certain properties (the "Manager"), including the property known municipally as 346 Jarvis Unit F, Toronto is authorized and directed to distribute the sum of \$82,039.66 from the funds retained by the Manager from the net proceeds of the sale of 346 Jarvis Unit F to Ira Smith Trustee & Receiver Inc. and its legal counsel, Miller Thompson LLP, for their outstanding legal fees and disbursements as set out in the Third Report of the Receiver dated October 21, 2015.

~~3. THIS COURT ORDERS that any other amounts arising from the sale of properties pursuant to these proceedings and/or the Managership that would otherwise be distributed or available to Norma and/or Ronauld Walton, be paid to the Applicants to reimburse the Applicants for Ira Smith Trustee & Receiver Inc. and its legal counsel, Miller Thompson LLP's fees, up to the amounts paid by the Applicants.~~

4. THIS COURT ORDERS that Norma Walton shall pay costs forthwith to the Applicants of this motion in the amount of \$5,000.

5. THIS COURT ORDERS AND DECLARES that the Manager is hereby discharged of any responsibilities that the Manager may have had under the Order of the Honourable Justice D.M. Brown dated August 12, 2014 or otherwise with respect to the proceeds of the sale of 346 Jarvis Unit F.



(Signature of Judge)

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

FEB 24 2016



DBDC SPADINA LTD., and those corporations listed on Schedule A
hereto
Applicant

-and-

NORMA WALTON et al.

Respondents

Court File No. CV13-10280-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
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PROCEEDING COMMENCED AT TORONTO

ORDER

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