

Court File No. 13-10362-00-CL

June 26-14

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceedings commenced at TORONTO

MOTION RECORD
(RETURNABLE JUNE 26, 2014)

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- ① Sale of 2 Lots. The evidence supports CCAT s 36, and no person opposes orders to go in accordance with drafts filed which I have signed.
- ② Distribution to B70. The evidence supports the priority of B70. No person opposes order to go in accordance with ~~draft~~ ^{my} ~~draft~~ ^{draft} filed.
- ③ Monitor's Fees. I present a brief adjunct of this part of the motion. Mr. Weinstein's draft shall deliver to the Monitor any questions seeking clarification of the fees + disb of the Monitor and its revised by July 3 and the Monitor shall respond by July 10. If the issue is not resolved, then the request for approval of the fees can be heard on the tentative July 31 motion date or, if that date slips, I will deal with the issue during the week of July 14 or a date to be conveyed by counsel.

→ over.

(2)

(9) As to the stay extension, CCA 511.02(3) has been satisfied, but I grant an extension for only 3 months. From the evidence and the admission of counsel I formed a concern that the claim process may be bogging down well a week of generating disproportionate costs. Given that the parties foresee a substantial shortfall, I think the court should keep an eye on how the claim process is proceeding, so I extend the stay for only 3 months.

Very truly,
D.M. BREWER