

COURT OF APPEAL FOR ONTARIO

B E T W E E N:

CLEARFLOW COMMERCIAL FINANCE CORP.

Applicant
(Respondent in Appeal)

-and-

TRIGGER WHOLESALE, INC., THE EN CADRE GROUP INC., MARK
GDAK, JAIMEE LYNN GDAK and JAIMAK REAL PROPERTIES INC.

Respondents
(Appellant)

APPLICATION UNDER Sections 243(1) and 47(1) of the *Bankruptcy and Insolvency Act*,
R.S.C.1985, c. B-3, Section 101 of the *Courts of Justice Act*, R.S.O. 1990, c. C.43 and Rule
40.01 of the *Rules of Civil Procedure*

**AFFIDAVIT OF SERVICE
SWORN SEPTEMBER 29, 2021**

I, Josset Johnson, of the City of Burlington, in the Regional Municipality of Halton, MAKE
OATH AND SAY:

1. I am a Legal Assistant with the law firm of TORKIN MANES LLP, lawyers for the
Applicant (Respondent in Appeal), ClearFlow Commercial Finance Corp. and, as such, have
knowledge of the following matters.

2. I served the Respondent (Appellant), Jaimee Lynn Gdak, with the Factum of the
Respondent, Factum Compendium of the Respondent, Respondent's Compendium and
Respondent's Book of Authorities by sending a copy by e-mail to blay@cohenhighley.com on
September 29, 2021 to Benjamin Blay, the lawyer for the Respondent (Appellant), at the law firm
of Cohen Highley LLP, Barristers and Solicitors.

3. I served the Respondents, Trigger Wholesale, Inc., The En Cadre Group Inc., Mark Gdak and Jaimak Real Properties Inc., with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to dmagisano@lerners.ca [Domenico Magisano] and jsquire@lerners.ca [Jason Squire] on September 29, 2021, the lawyers for the Respondents, at the law firm of Lerners LLP, Barristers and Solicitors.

4. I served the Receiver, Grant Thornton Limited, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to RJaipargas@blg.com [Roger Jaipargas] and DSmith@blg.com [Douglas O. Smith] on September 29, 2021, the lawyers for the Receiver, at the law firm of Borden Ladner Gervais LLP, Barristers and Solicitors.

5. I served De Lage Landen Financial Services Canada Inc., with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to corporateca@dllgroup.com on September 29, 2021.

6. I served the Lawyers for the Canada Revenue Agency, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to diane.winters@justice.gc.ca on September 29, 2021 to Diane Winters, the lawyer at the Department of Justice, Ontario Regional Office.

7. I served Her Majesty the Queen in Right of the Province of Ontario as Represented by The Minister of Finance (Ontario) ("MOF") with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending

a copy by e-mail to steven.groeneveld@ontario.ca on September 29, 2021 to Steven Groeneveld, the lawyer at the Ministry of Finance (Ontario).

8. I also served the said MOF, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to leslie.crawford@ontario.ca on September 29, 2021 to Leslie Crawford, Law Clerk, at the MOF.

9. I served Brian R. Kelly, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to cmelville@situslex.com on September 29, 2021 to Clarke Melville, the lawyer for Brian R. Kelly, at the law firm of Melville, Krotz Lawyers.

10. I served the Canadian Tire Corporation, Limited, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to kathleen.jukes@cantire.com on September 29, 2021 to Kathleen Jukes, the lawyer at Canadian Tire Corporation, Limited.

11. I served the Home Hardware Stores Limited, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to travis.hendry@homehardware.ca (Travis Hendry) and susan.casserly@homehardware.ca (Susan Casserly), the lawyers at Home Hardware Stores Limited.

12. I served Ace Lawn Care Services Inc. ("Ace"), with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of

Authorities by sending a copy by e-mail to jheimpel@sorbaralaw.com [Justin Heimpel] on September 29, 2021, the lawyer for Ace at the law firm of Sorbara Law.

13. I served J.B. Construction Inc. (“JB”), with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent’s Compendium and Respondent’s Book of Authorities by sending a copy by e-mail to frv@chrisvolpinilawyers.com [Frank R. Volpini] on September 29, 2021, the lawyer for JB at the law firm of Volpini Law.

14. I served Scott R. Boldt, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent’s Compendium and Respondent’s Book of Authorities by sending a copy by e-mail to rrobinson@owensoundlawyers.com [A.E. (Rob) Robinson] on September 29, 2021, the lawyer for Scott R. Boldt at the law firm of The Alliance Lawyers Robinson Treslan Professional Corporation.

15. I served Bullets & Broadheads Shooting Center Ltd. (“Bullets”), with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent’s Compendium and Respondent’s Book of Authorities by sending a copy by e-mail to dmanning@jmmlawrd.com [David M. Manning] on September 29, 2021, the lawyer for Bullets at the law firm of Johnston Ming Manning LLP.

16. I served Phil Searles, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent’s Compendium and Respondent’s Book of Authorities by sending a copy by e-mail to P_searles@hotmail.com on September 29, 2021.

17. I served Mike Nero with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to mike@melero.ca on September 29, 2021.

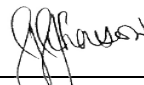
18. I served the Waterloo North Condominium Corporation No. 9, with the Factum of the Respondent, Factum Compendium of the Respondent, Respondent's Compendium and Respondent's Book of Authorities by sending a copy by e-mail to mkok@cklegal.ca (Mark A. Kok), the lawyer for Waterloo North Condominium Corporation No. 9.

SWORN by Josset Johnson of the City of Burlington, in the Regional Municipality of Halton, before me at the City of Toronto, in the Province of Ontario, on September 29, 2021 in accordance with O. Reg. 431/20, Administering Oath or Declaration Remotely.



Commissioner for Taking Affidavits
(or as may be)

JEFFREY J. SIMPSON



JOSSET JOHNSON

RCP-E 16B (February 1, 2021)

CLEARFLOW COMMERCIAL FINANCE CORP.
Applicant (Respondent in Appeal)

-and- TRIGGER WHOLESALE, INC., et al.
Respondents (Jaimee Lynn Gdak, Appellant in Appeal)

Court File No. C69603

COURT OF APPEAL FOR ONTARIO

PROCEEDING COMMENCED AT
TORONTO

**AFFIDAVIT OF SERVICE
SWORN SEPTEMBER 29, 2021**

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Tel: 416-777-5413

Lawyers for the Applicant (Respondent in Appeal),
ClearFlow Commercial Finance Corp.

RCP-F 4C (September 1, 2020)