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Toronto

Court File No. CV-20-00649154-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

THE HONOURABLE	)	FRIDAY, THE 29 th
	)	
MR JUSTICE MCEWEN	)	DAY OF APRIL, 2022

B E T W E E N:

CLEARFLOW COMMERCIAL FINANCE CORP.

Applicant

-and-

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

Respondents

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*

ORDER

THIS MOTION, made by Grant Thornton Limited ("**GTL**") in its capacity as the Court-appointed receiver (the "**Receiver**") of the assets, property and undertaking of Trigger Wholesale, Inc. and The En Cadre Group Inc. (collectively, the "**Debtors**") and certain real property owned by each of Jaimak Real Properties Inc. or Jaimee Lynn Gdak, as set out in Schedule "A" (collectively, the "**Real Property**") to the Order of Mr. Justice McEwen dated October 22, 2020 (the "**Appointment Order**"), for an order, for the relief as set out in the Notice of Motion dated April 21, 2022, was heard this day by Zoom videoconference due to the COVID-19 pandemic.

ON READING the seventh report of the Receiver dated April 20, 2022 (the "**Seventh Report**"), the affidavit of Jacob Wiebe sworn April 20, 2022 (the "**Wiebe Affidavit**"), the affidavit of Christine Mason sworn April 8, 2022 (the "**Mason Affidavit**") and on hearing the submissions of counsel for the Receiver, counsel for Clearflow Commercial Finance Corp., counsel for the Respondents and such other counsel as listed on the counsel slip, no one appearing for any other person on the service list, although properly served, as appears from the affidavit of Mariela Adriana Gasparini sworn April 21, 2022.

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.
2. **THIS COURT ORDERS** that the Seventh Report of the Receiver and the activities of the Receiver, as described in the Seventh Report, be and are hereby approved; provided, however that only the Receiver, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.
3. **THIS COURT ORDERS** that the interim statement of receipts and disbursements as at March 31, 2022, be and is hereby approved.
4. **THIS COURT ORDERS** that the fees and disbursements of the Receiver for the period November 1, 2021 to March 31, 2022, as set out in the Wiebe Affidavit, be and is hereby approved.
5. **THIS COURT ORDERS** that the fees and disbursements of Borden Ladner Gervais LLP ("**BLG**"), legal counsel to the Receiver, for the period November 1, 2021 to March 31, 2022, as set out in the Mason Affidavit, be and is hereby approved.
6. **THIS COURT ORDERS** that the Receiver be and is hereby authorized to list and market the real property located at 250 Lions Court, Waterloo, Ontario, N2L 6M8 (the "**Lions Property**"), which is listed at Schedule "A" to the Appointment Order.

7. **THIS COURT ORDERS AND DIRECTS** Mark Gdak and Jaimee Lynn Gdak to cooperate with and facilitate the efforts of the Receiver in connection with the marketing and sale of the Lions Property.



CLEARFLOW COMMERCIAL FINANCE CORP.

-and-

TRIGGER WHOLESale, INC. et al.

Applicant

Respondents

29 April 22

Order to go as per the draft filed and signed.
The motion is unopposed and the relief sought is fair and reasonable.
The sale should proceed. The Receiver's report is approved.
The fees sought are reasonable and are approved.
Ms. Donna Gdak forwarded a letter to the Receiver seeking an adjournment but did not attend today.
There is no prejudice to her as she can participate in the sales process if she wishes.



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PROCEEDING COMMENCED AT
TORONTO

ORDER

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