

Court File No. 13-10362-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
DIVISIONAL COURT**

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGMENT ACT,
R.S.C. 1985, c. c-36, AS AMENDED

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGMENT OF
SILVER STREAMS HOMES INC., SILVER STREAMS HOMES (PUCCINI) INC.,
2148993 ONTARIO INC., 2148990 ONTARIO INC., 2147681 ONTARIO INC.
AND 2147650 ONTARIO INC.

And in the matter of a reference under the *Construction Lien Act*, R.S.O. c. C. 30 as
amended

And in the matter of R. 54, Ontario *Rules of Civil Procedure*

APPELLANT'S CERTIFICATE RESPECTING EVIDENCE

The Appellant, Bank of Montreal certifies that the following evidence is required for the
appeal, in the Appellant's opinion:

- a) Bill of Costs of Bank of Montreal and cover letter dated August 15, 2016 from
Agueci & Calabretta and the accounts to Bank of Montreal attached thereto
dated September 28, 2015; December 23, 2015; January 31, 2016; February
29, 2016; March 31, 2016; April 30, 2016; May 31, 2016 and June 20, 2016;

- b) Revised Bill of Costs of Bank of Montreal and cover letter of Agueci & Calabretta dated August 26, 2016 and the account to Bank of Montreal attached thereto dated August 26, 2016;
- c) Cost Submissions of the Private Mortgagees dated September 8, 2016 submitted by Marco Drudi;
- d) Reply Costs Submissions of Bank of Montreal dated September 16, 2016;
- e) Email from Marco Drudi to Duncan Glaholt dated September 17, 2016;
- f) Further Reply Costs Submissions of Bank of Montreal dated September 21, 2016;
- g) The Final Report/Award of Duncan Glaholt dated September 28, 2016 (with revised Schedule A);
- h) Reasons of Duncan Glaholt dated September 28, 2016 and August 11, 2016;
- i) The 9th Procedural Order of Duncan Glaholt dated June 27, 2016; and,
- j) The Order of The Honourable Mr. Justice Newbould made January 8, 2015.

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Date: October 12, 2016

AGUECI & CALABRETTA

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Lawyers for the Defendant,

Bank of Montreal

TO: SEE SERVICE LIST ATTACHED
AS SCHEDULE "A" HERETO

Schedule A

Court File No.: 13-10362-00-CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT,
R.S.C. 1985, C. C-36, AS AMENDED

IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF SILVER
STREAMS HOMES INC., SILVER STREAMS HOMES (PUCCINI) INC., 2148993
ONTARIO INC., 2148990 ONTARIO INC., 2147681 ONTARIO INC. AND 2147650
ONTARIO INC.

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ONTARIO

**SUPERIOR COURT OF JUSTICE,
DIVISIONAL COURT**

Proceeding commenced at TORONTO

**Appellant's Certificate
Respecting Evidence**

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