

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE

JUSTICE HAINEY

TUESDAY, THE 21ST

DAY OF FEBRUARY, 2017

BETWEEN:

CANADIAN IMPERIAL BANK OF COMMERCE

Applicant

and

**1299746 ONTARIO INC. o/a COMPUQUEST2000 and
2252709 ONTARIO INC.**

Respondents

ORDER

THIS MOTION, made by Grant Thornton Limited ("GTL" or the "Receiver") in its capacity as Court-Appointed Receiver and Manager of 1299746 Ontario Inc. o/a Compuquest2000 ("Compuquest") and 2252709 Ontario Inc. ("225"), Receiver of a real property municipally known as 7472 Ashburn Road, Whitby, Ontario (the "Ashburn Property") and Trustee in Bankruptcy of Compuquest and Gary Bodimeade personally, for an Order, among other things, advice and directions, was heard this day at the Court House, 330 University Avenue, 8th Floor, Toronto, Ontario.

ON READING the Notice of Motion of the Receiver, the Affidavit of Karen Fox sworn February 15, 2017 and the exhibits thereto, the Application Record of CIBC dated

April 28, 2016, the Second Report of the Receiver dated November 24, 2016 and the appendices attached thereto, the Third Report of the Receiver dated January 11, 2017 and the appendices attached thereto and the transcripts of the cross-examinations of Aimee Bodimeade and Gary Bodimeade held January 13, 2017, and on hearing the oral submissions of the lawyers for the Receiver and Gary Bodimeade, nobody else appearing:

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion is hereby abridged.

2. **THIS COURT ORDERS** that Gary Bodimeade shall attend for examination on February 22, 2017 and shall answer all questions related in any way to:

- (a) The assets and operations of Compuquest and 225;
- (b) The interim receivership and receivership of Compuquest and 225;
- (c) The bankruptcy of Compuquest and the affairs of Compuquest;
- (d) The bankruptcy of Gary Bodimeade personally and the affairs of Gary Bodimeade;
- (e) The purchase and construction of improvements to the Ashburn Property;
- (f) An Application between Salem/Norris and Aimee Bodimeade related to the Ashburn Property bearing Court File No. CV-17-11698-00CL;
- (g) Such other questions as are deemed appropriate by the GTL in its sole discretion to carry out its mandate as Receiver and Trustee.

3. **THIS COURT ORDERS** that GTL, in its capacity as Receiver and Trustee, is hereby authorized to conduct such further and other examinations as it deems appropriate in its sole discretion, including but not limited to Aimee Bodimeade, Alan Hogan of Turner Moore LLP, Craig Pinfold, Jay Clausner, Kara Clausner, Dean Salem, Brian Jensen, Charlene Patterson or a representative of Pfaff Leasing, Michael Esmailzadeh, Keith Bodimeade, Feng Wen Qiang, John Perry, Darren Wright, Ron Wright, James Chrisfidis, Bradley A. Fisher, Chaminda Malwatta, Lorraine Stinson, Representatives of Brent Jeffery Construction Ltd. and Representatives of any other trades, suppliers or professionals who supplied improvements to the Ashburn Property.

4. **THIS COURT ORDERS** that all persons listed in paragraph 3 herein are hereby directed to provide documents and information related to any of the matters listed in paragraph 2 herein as may be requested by GTL in its capacity as Receiver and/or Trustee.

5. **THIS COURT ORDERS** that Bank of Nova Scotia ("BNS") and Canadian Imperial Bank of Commerce ("CIBC") are hereby authorized to provide account statements and other documents and information pertaining to the personal accounts of Gary Bodimeade and Aimee Bodimeade up to and including May 25, 2016 as may be requested by GTL in its capacity as Receiver and/or Trustee.


(Signature of Judge)

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

FEB 22 2017

PER / PAR: 

BETWEEN

CANADIAN IMPERIAL BANK OF COMMERCE

-and-

1299746 ONTARIO INC. o/a COMPUQUEST2000, et al.

Applicant

Respondents

Court File No. CV-16-11369-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

Proceeding commenced at Toronto

ORDER

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