ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL SLIP/ENDORSEMENT

COURT FILE NO.: **BK-22-00208582-OT31** **DATE:** **June 6, 2024**

NO. ON LIST: **1**

TITLE OF PROCEEDING: **PLETERSKI v MARTYNIUK et al.**

BEFORE JUSTICE: **JUSTICE W.D. BLACK**

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party, Crown:

Name of Person Appearing	Name of Party	Contact Info
Micheal Simaan	Pleterski, Aiden	msimaan@kramersimaan.com

For Defendant, Respondent, Responding Party, Defence:

Name of Person Appearing	Name of Party	Contact Info
Rebekah O'Hare Leanne	Grant Thornton Limited	rohare@tgf.ca lwilliams@tgf.ca

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Norman Groot	for the creditor Victoria Burbo and GTA Exotics	ngroot@investigationcounsel.com

ENDORSEMENT:

[1] There were a handful of items before me in, and in relation to this matter this morning.

[2] First, the Trustee was seeking an order to compel Valve Corporation, the developer of the Steam platform (together "Steam"), to provide to the Trustee all information concerning any Steam accounts which may exist and be maintained by the Bankrupt (including all details of the Bankrupt's account activity), and an order freezing all Steam accounts held by the Bankrupt and preventing any trading or liquidation of the assets of the Bankrupt remaining on Steam or any other platforms connected to Steam. The order contemplates that the Trustee may then use any information provided for the purposes of continuing its investigation of the Bankrupt, and may apply to the court for further relief in that regard.

[3] Counsel for the Bankrupt advised that the Bankrupt does not oppose this order, and I am persuaded that it is reasonable and appropriate in the circumstances. Accordingly, I grant the Steam order.

[4] Second, GTA Exotics and Viktorija Burbo (together "GTA"), investors who allege they were duped by Mr. Pleterski into advancing significant funds by way of a capital investment, sought leave under sections 69.3 and 69.4 of the *Bankruptcy and Insolvency Act*, R.S.C. 1895, c.B-3 (the "BIA"), to lift the statutory stay of proceedings to permit them to file a proposed action against Mr. Pleterski.

[5] The Trustee does not oppose this relief, and accordingly, based on the evidence in the motion materials filed by GTA, and based on the absence of any concern from the Trustee, I am also prepared to grant that order.

[6] Finally, based on Osborne J.'s endorsement of May 13, 2024, I was expecting to hear this morning a contested discharge hearing.

[7] However, Mr. Simaan, counsel for the Bankrupt, advised that Mr. Pleterski requires more time to deliver materials.

[8] Counsel for the Trustee responded that since, pending the discharge hearing, the Bankrupt will remain a Bankrupt, the Trustee did not take particular objection to a brief adjournment. However, at my suggestion and without any opposition from Mr. Simaan, it was agreed that certain terms should be put in place on an interim basis pending the discharge hearing.

[9] Specifically, and again without opposition, two terms from the "Suspended and Conditional Discharge Order" (the "SCDO"), which the Trustee had filed and advises it expects to seek on a permanent basis following the discharge hearing, will be in place as terms of the adjournment of the discharge hearing. Those terms, being items 3 and 4(a) of the SCDO, impose a defined credit ban and investment solicitation ban on the Bankrupt (paragraph 3 of the SCDO), and require the Bankrupt to provide to the Trustee login credentials for all of his accounts with Steam and Binance and other on-line asset and trading platforms (paragraph 4(a)). I order those interim terms, and that the information required by the terms tracking paragraph 4(a) of the SCDO be provided forthwith (by no later than 5:00 p.m. on June 10, 2024).

[10] With those interim terms in place, the discharge hearing is adjourned to July 17, 2024, at 10 a.m., to be heard by me at that time. While public access will be available through Zoom, I expect the parties to attend before me in person on that date. Two hours have been reserved for the hearing that day.

[11] Between now and then, the Bankrupt is to deliver responding materials, to the materials already served and filed by the Trustee for purposes of the discharge hearing, by July 3, 2024. The Trustee may file reply materials, if any, by July 10, 2024. The parties are to deliver and file factums by July 12, 2024.

W.D. BLACK J.

DATE: JUNE 6, 2024