

14 Jan 09

Court File No.: 08-CV-784

January 14/09.

The status quo order of
Dec 24/08 is extended to January 16/09

[Signature]

January 16/09.

Argument has been completed.
Decision is under review.

The Order of Dec 24/08 (the "Status Quo"
Order)
is to remain in effect pending release
of my endorsement or further order.

The remainder of the relief sought by
the Tourter is under consideration.

Interested parties should be aware
that steps that they may take
pending the release of my
endorsement may be subject to
that decision, without regard

15673854.1

ONTARIO

SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceeding commenced at Toronto

MOTION RECORD

(Returnable January 14, 2009)

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Jay A. Carfagnini (LSUC#2220336) / A

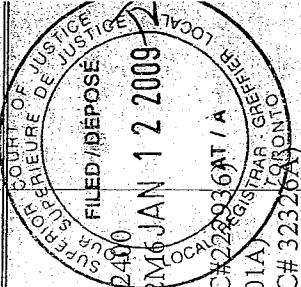
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Solicitors for the Monitor



to arguments that parties may have
relied on the fact that no
order has yet been made on
the balance of the relief sought
by the Plaintiff.

W. H. Manning.