



This is the 1st affidavit
of Colin D. Brousson in this case
and was made on April 11, 2022

No. S196066
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

CANADIAN IMPERIAL BANK OF COMMERCE

PLAINTIFF

AND:

VINCO HOLDINGS LTD.
WATERWAY HOUSEBOATS LTD.

DEFENDANTS

IN THE SUPREME COURT OF BRITISH COLUMBIA
IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF THE RECEIVERSHIP OF
VINCO HOLDINGS LTD. AND WATERWAY HOUSEBOATS LTD.

AFFIDAVIT

I, **COLIN D. BROUSSON**, Barrister and Solicitor, of 2800 Park Place, 666 Burrard Street, in the City of Vancouver, in the Province of British Columbia, MAKE OATH AND SAY AS FOLLOWS:

1. I am a lawyer at DLA Piper (Canada) LLP ("**DLA**") and have acted as counsel to Alvarez and Marsal Canda Inc., the Receiver of Vinco Holdings Ltd. and Waterway Houseboats Ltd. (the "**Receiver**"), and as such have personal knowledge of the facts and matters hereinafter deposed to save and except where the same are stated to be made upon information and belief and where so stated I verily believe them to be true.
2. Initially, Gowling WLG (Canada) LLP ("**Gowling**") acted as counsel to the Receiver until on or about August 16, 2020, when I left Gowling and joined the law firm of DLA. The Receiver chose to have DLA represent the Receiver thereafter.
3. The accounts of Gowling issued to the Receiver for service from April 27, 2020 to August 13, 2020, can be summarized as follows:

Invoice Period	Total	Fees	Disbursements	Taxes
April 27, 2020 - May 31, 2020	\$3,253.60	\$2,905.00	\$0.00	\$348.60
June 1, 2020 - June 30, 2020	\$776.16	\$693.00	\$0.00	\$83.16
August 1, 2020 - August 13, 2020	\$2,255.68	\$2,014.00	\$0.00	\$241.68
Totals:	\$6,285.44	\$5,612.00	\$0.00	\$673.44

The accounts of DLA issued to the Receiver for services from August 17, 2020 to February 28, 2022, can be summarized as follows:

Invoice Period	Total	Fees	Disbursements	Taxes
August 17, 2020 - August 31, 2020	\$3,556.00	\$3,175.00	\$0.00	\$381.00
September 1, 2020 - September 30, 2020	\$306.01	\$254.00	\$20.50	\$31.51
October 1, 2020 - October 31, 2020	\$186.20	\$160.00	\$7.00	\$19.20
November 1, 2020 - November 30, 2020	\$6,742.26	\$6,009.50	\$11.53	\$721.23
December 1, 2020 - December 31, 2020	\$687.41	\$607.50	\$7.00	\$72.91
January 1, 2021 - January 31, 2021	\$12,188.41	\$10,882.50	\$0.00	\$1,305.91

Invoice Period	Total	Fees	Disbursements	Taxes
February 1, 2021 - February 28, 2021	\$14,493.34	\$12,507.50	\$479.72	\$1,506.12
March 1, 2021 - March 31, 2021	\$993.34	\$840.00	\$50.04	\$103.30
April 1, 2021 - April 30, 2021	\$2,256.80	\$2,015.00	\$0.00	\$241.80
May 1, 2021 - May 31, 2021	\$1,164.80	\$1,040.00	\$0.00	\$124.80
June 1, 2021 - June 30, 202	\$1,383.20	\$1,235.00	\$0.00	\$148.20
July 1, 2021 - July 31, 2021	\$946.40	\$845.00	\$0.00	\$101.40
August 1, 2021 - August 31, 2021	\$655.20	\$585.00	\$0.00	\$70.20
September 1, 2021 - September 30, 2021	\$1,601.60	\$1,430.00	\$0.00	\$171.60
October 1, 2021 - October 31, 2021	\$582.40	\$520.00	\$0.00	\$62.40
November 1, 2021 - November 30, 2021	\$509.60	\$455.00	\$0.00	\$54.60
December 1, 2021 - December 31, 2021	\$2,536.80	\$2,265.00	\$0.00	\$271.80
January 1, 2022 - January 31, 2022	\$3,628.80	\$3,240.00	\$0.00	\$388.80
February 1, 2022 - February 28, 2022	\$1,411.20	\$1,260.00	\$0.00	\$151.20
Totals:	\$55,829.77	\$49,326.00	\$575.79	\$5,927.98

4. The fees and disbursements set out above were necessarily incurred in fulfilling the instructions of the Receiver and have been approved by the Receiver.
5. The services compromised in the accounts of Gowling and DLA set out above relate to:
 - (a) reviewing and revising Receiver's reports;
 - (b) drafting Notices of Application and Affidavits in support of Court applications;
 - (c) preparing submissions and attending in Court on application;
6. The total cumulative time comprised in the accounts of Gowling and DLA is approximately 100.9 hours broken down as follows:

Lawyer	Rate	Hours
Colin D. Brousson (DLA)	\$650	39.6
Colin D. Brousson (Gowling)	\$630	2.7
Jeffrey D. Bradshaw (DLA)	\$425	35.3
Jeffrey D. Bradshaw (Gowling)	\$350	1.8
Alexandra McCawley (Gowling)	\$235	1.6
David Gore	\$375	2.9
Richard J. Lord	\$550	9.0
Y. Lina Wu	\$350	8.0
Total		100.9

7. The legal advice and services were rendered to the Receiver at 1680, 400 Burrard Street, Vancouver, British Columbia.

8. I was called to the Bar and admitted as a solicitor in the Province of British Columbia in May 1996, and since that time have primarily acted in insolvency and realization matters and in financing issues, including advice to trustees in bankruptcy. I have written papers and lectured on insolvency and realization issues for the Continuing Legal Education Society and other groups.

SWORN BEFORE ME at Vancouver, British
Columbia, on April 11, 2022

A Commissioner for taking Affidavits for
British Columbia

COLIN D. BROUSSON

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Client Matter No. 076334-00009

CDB/day