



SUPERIOR COURT OF JUSTICE

**COUNSEL/ENDORSEMENT SLIP**

COURT FILE CV-23-00700497-00CL

DATE: January 18, 2024

NO. ON LIST: 1

TITLE OF PROCEEDING: C&K MORTGAGE SERVICES INC. et al v. VILLAGE DEVELOPMENTS et al

BEFORE: JUSTICE CONWAY

**PARTICIPANT INFORMATION**

**For Plaintiff, Applicant, Moving Party:**

Name of Person Appearing	Name of Party	
Laura Culleton	Alvarez & Marsal Canada Inc., Receiver	laura@chaitons.com

**For Defendant, Respondent, Responding Party:**

Name of Person Appearing	Name of Party	Contact Info

**For Other, Self-Represented:**

Name of Person Appearing	Name of Party	Contact Info
Stephen Singh	Lawyer for GTA Solid Contracting Inc.	ssingh@regencylawgroup.ca
Gary Gruneir	Observer for C&K Mortgage Services	ggruneir@rescomcapital.com
Stephen Ferguson	Receiver	sferguson@alvarezandmarsal.com

**ENDORSEMENT OF JUSTICE CONWAY:**

- [1] The Receiver brings this motion seeking two orders: (i) an approval and vesting order for the sale transaction for the 17 Bronte Street South, Milton property; and (ii) an ancillary order approving the First Report, approving the proposed Distributions, approving the fees and disbursements of the Receiver and its counsel, approving the discharge of the Receiver on filing a discharge certificate, and sealing the Confidential Appendices to the First Report.
- [2] The motion is unopposed.
- [3] I am granting the AVO. The *Soundair* test has clearly been met. In particular, the Receiver sufficiently marketed the Property and obtained the best available price for it.
- [4] The relief in the Ancillary Order is acceptable and I am granting it. That order contains a sealing order for the Confidential Appendices to the First Report. I am satisfied that the requested sealing order for the Confidential Appendices meets the test in *Sierra Club/Sherman Estates* and that disclosure of this information would pose a risk to the public interest in enabling stakeholders of a company in receivership to maximize the realization of assets. **I direct counsel for the Receiver to file a hard copy of the Confidential Appendices with the Commercial List office in a sealed envelope with a copy of the Ancillary Order and this Endorsement.**
- [5] Two orders to go as signed by me and attached to this Endorsement. These orders are effective from today's date and are enforceable without the need for entry and filing.

A handwritten signature in blue ink, appearing to read "Conway J.", with a stylized flourish at the end.