

No. S217202
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

THE BANK OF NOVA SCOTIA

PETITIONER

AND:

COMMUNITY MARINE CONCEPTS LTD., VICTORIA INTERNATIONAL MARINA LTD.
ETERNALAND YUHENG INVESTMENT HOLDING LTD., AND 0736657 B.C. LTD.

RESPONDENTS

APPLICATION RECORD

Counsel for the Petitioner:
The Bank of Nova Scotia

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This application will be made to the presiding Judge at the courthouse at Vancouver
Law Courts, Vancouver, BC on April 14, 2022 at 9:45 a.m.
Time estimate: 30 mins

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1. Notice of Application filed April 7, 2022;
2. Affidavit #1 of Sandra Brown-John, made August 5, 2021;
3. Affidavit #2 of Sandra Brown-John [Confidential], made August 5, 2021;
4. Affidavit #1 of Beatriz Martinez, made August 6, 2021;
5. Affidavit #1 of Huai Yin Zhang, made April 4, 2022;
6. Affidavit #2 of Yu-Chiao (Joy) Chiang, made April 12, 2022;
7. Petition, filed August 6, 2021;
8. Petition Response, filed October 27, 2021;
9. Order of the Honourable Justice Groves (Appointment of Receiver), made November 1, 2021;
10. First Report of the Receiver, Alvarez & Marsal Canada Inc., filed April 11, 2022;
11. Model Order (Approval and Vesting Order);
12. Model Discharge Order; and
13. Draft Order.

Book of Authorities

14. *Bankruptcy and Insolvency Act*, RSC 1985 c-B3, S. 243;
15. *Law and Equity Act*, RSBC 1996, S. 39(1); and
16. *Kruger v. Wild Goose Vintners Inc.* [2021] B.C.J. No. 1578.