

Court File No. 07-CL-6913

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

THE HONOURABLE MADAM) THURSDAY, THE 11TH DAY
)
JUSTICE PEPALL) OF DECEMBER, 2008

ED MIRVISH ENTERPRISES LIMITED AND 1 KING WEST INC.

Applicants

- and -

**STINSON HOSPITALITY INC., DOMINION CLUB OF CANADA CORPORATION
AND HARRY STINSON**

Respondents

ORDER

THIS MOTION, made by Ira Smith Trustee & Receiver Inc. (the “**ISI**”), in its capacity as court-appointed receiver and manager (the “**Receiver**”) of all of the assets, undertakings and properties of Stinson Hospitality Inc. (“**SHI**”), Dominion Club of Canada Corporation (“**DCC**”), The Suites at 1 King West Inc. (the “**Suites**”) and 2076564 Ontario Inc. (“**Housekeeping**”) (collectively, the “**Debtors**”), for an Order substantially in the form attached as Schedule B to the Receiver’s Notice of Motion at Tab 1 of the Receiver’s Motion Record (the “**Receiver’s Motion Record**”) herein was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Ninth Report of the Receiver dated December 5, 2008, filed, and upon hearing the submissions of counsel for the Receiver, the Applicants, Segura Investments Ltd., 1392964 Ontario Limited and Tim Kwan (collectively, “**Segura**”), Harry Stinson in person,

Toronto Standard Condominium Corporation 1703, and no one appearing for the other parties served with the Receiver's Motion Record, although duly served as appears from the affidavit of service of Lauren Butti sworn December 5, 2008:

SERVICE

1. **THIS COURT ORDERS** that the time for service of the Motion Record be and it is hereby abridged, that the Motion is properly returnable today, that the service, including the manner of service, of the Motion Record is hereby approved and that any requirement for service of the Motion Record upon any party, other than those served, is hereby dispensed with.

EIGHTH REPORT


2. **THIS COURT ORDERS** that the Eighth Report and the actions of the Receiver as reported therein be and are hereby approved.

NINTH REPORT

3. **THIS COURT ORDERS** that the Ninth Report and the actions and activities of the Receiver as reported therein be and are hereby approved.
4. **THIS COURT ORDERS** that the Receiver's fees and disbursements from August 1, 2008 to December 2, 2008, and the fees and disbursements of its legal counsel, Goodmans LLP, from July 18, 2008 to December 2, 2008, all as detailed in the Ninth Report, be and are hereby approved.

MINUTES OF SETTLEMENT

5. **THIS COURT ORDERS** that the settlement of the application commenced by Segura, Court File No. 08-CL-7368, and the Minutes of Settlement executed by the Receiver, Segura, the Applicants and Harry Stinson, effecting the settlement be and are hereby approved.



**ENTERED AT / INSCRIT A TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:**

DEC 11 2008

PER / PAR:

STINSON HOSPITALITY INC.,
DOMINION CLUB OF CANADA
CORPORATION AND HARRY STINSON

and

ED MIRVISH ENTERPRISES LIMITED
AND 1 KING WEST INC.

Respondents

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ONTARIO

SUPERIOR COURT OF JUSTICE

Proceeding commenced at Toronto

ORDER

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