

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**



THE HONOURABLE  
JUSTICE SPENCE

) MONDAY, THE 30<sup>TH</sup> DAY  
)  
) OF JANUARY, 2012.

BETWEEN:

**THE TORONTO-DOMINION BANK**

Applicant

- and -

**2012241 ONTARIO LIMITED**

Respondent

**APPLICATION UNDER SUBSECTION 243(1) OF THE *BANKRUPTCY AND INSOLVENCY ACT*, R.S.C. 1985, c. B-3, as amended and SECTION 101 OF THE *COURTS OF JUSTICE ACT*, R.S.O. 1990 c. C.43, as amended**

**ORDER**

**THIS MOTION**, made by Ira Smith Trustee & Receiver Inc., in its capacity as Court Appointed Receiver of the Respondent (the "**Receiver**"), was heard this day at 330 University Avenue, Toronto, Ontario.

**ON READING** the First Report of the Receiver dated November 24, 2011, and the Appendices thereto and the Second Report of the Receiver dated January 24, 2012, and the Appendices thereto and on hearing the submissions of counsel for the Receiver, counsel for the Applicant and all others present, no other party attending although duly served, and on consent of the Receiver and 1730237 Ontario Inc. ("**1730237**"),

1. **THIS COURT ORDERS** that the relief sought in the within motion as against 1730237 be and the same is hereby adjourned to a date to be set by the Registrar, and in any event, upon five days' notice, on the following terms and conditions, on a without prejudice basis:

- (a) 1730237, and any other person having notice of this Order, shall not transfer, encumber or deal in any way with the property municipally known as 50 Rolling Hills Drive, Orangeville, Ontario (more particularly described in Schedule "A", hereto), pending the return of the motion or further Order of this Court.

  
\_\_\_\_\_

**Natasha Brown**  
Registrar

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

FEB 4 1 2012  
NB

**SCHEDULE A**

**50 Rolling Hills Drive, Orangeville, Ontario**

PCL BLK 106-1 SEC 43M1120; BLK 106, PL 43M1120, EXCEPT PTS 1 & 2, 43R21032; S/T  
LT1486454, LT1576532 ORANGEVILLE

**THE TORONTO-DOMINION BANK**  
Applicant

and **2012241 ONTARIO LIMITED**  
Respondent

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

Proceeding Commenced at **Toronto**

**ORDER**

**BLANEY McMURTRY LLP**

Barristers and Solicitors  
1500 - 2 Queen Street East  
Toronto, ON M5C 3G5

**Lou Brzezinski** (LSUC# 19794M)

**Domenico Magisano** (LSUC# 45725E)

**Grace Kim** (LSUC# 55262D)

Tel: (416) 593-1221

Fax: (416) 593-5437

Lawyers for Ira Smith Trustee & Receiver Inc., court appointed  
Receiver of 2012241 Ontario Limited