



**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE )  
MR. JUSTICE NEWBOULD )  
MONDAY, THE 18<sup>TH</sup>  
DAY OF APRIL, 2016

**B E T W E E N :**

**DBDC SPADINA LTD.  
and THOSE CORPORATIONS LISTED ON SCHEDULE "A" HERETO**

**Applicants**

**and**

**NORMA WALTON, RONAULD WALTON, THE ROSE & THISTLE  
GROUP LTD. and THOSE CORPORATIONS LISTED ON SCHEDULE  
"B" HERETO**

**Respondents**

**and**

**THOSE CORPORATIONS LISTED IN SCHEDULE "C" HERETO, TO BE  
BOUND BY THE RESULT**

**ORDER**

**THIS MOTION, made by 295 The West Mall Portfolio Ltd. ("West Mall Portfolio"), a secured creditor of West Mall Holdings Ltd. ("WMHL"), for an order directing Collins Barrow Toronto Limited in its capacity as Court-Appointed Receiver of the assets, undertakings and property of WMHL (the "Receiver") to distribute all remaining funds being held by it to West Mall Portfolio, subject to a holdback of \$75,000**

(plus Harmonized Sales Tax) to cover remaining costs of the receivership, was heard this day at 330 University Avenue, 8<sup>th</sup> Floor, Toronto, Ontario.

**ON READING** the Notice of Motion herein and the Affidavit of Timothy R. Dunn sworn April 7, 2016, the First Report of the Receiver dated October 9, 2015 and the Second Report of the Receiver dated March 10, 2016 and on hearing the submissions of counsel for West Mall Portfolio and the Receiver, no other person appearing for any other interested party although properly served as appears from the affidavit of service filed herein,

1. **THIS COURT ORDERS** that the Receiver is hereby authorized and directed to distribute all remaining funds being held by it to West Mall Portfolio, subject to a holdback of \$75,000 (plus Harmonized Sales Tax) to cover remaining costs of the receivership.



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

**APR 19 2016**

**PER / PAR:** *Rw*

BETWEEN

DBDC SPADINA LTD. et al.  
Applicants

-and-

NORMA WALTON, et al.  
Respondents

Court File No. CV-13-10280-00CL

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
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Proceeding commenced at Toronto

**ORDER**

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295 The West Mall Portfolio Ltd.