



SUPERIOR COURT OF JUSTICE

ENDORSEMENT

COURT FILE NO.: CV-24-00713783-00CL

DATE: Feb 06, 2024

NO. ON LIST: 2

TITLE OF PROCEEDING: **PEOPLES TRUST COMPANY et al v. VANDYK-BACKYARD QUEENSVIEW LIMITED et al**

BEFORE: **JUSTICE CAVANAGH**

**PARTICIPANT INFORMATION**

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

Name of Person Appearing	Name of Party	Contact Info
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**For Defendant, Respondent, Responding Party:**

Name of Person Appearing	Name of Party	Contact Info
Jeffrey Larry (Did not appear)	Lawyers for the Respondents	jeff.larry@paliareroland.com

**For Other, Self-Represented:**

Name of Person Appearing	Name of Party	Contact Info
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Tamara Markovic		

## **ENDORSEMENT**

[1] The Applicants bring this application for an order appointing RSM Canada Limited as receiver of all the unsold condominium units, parking units and storage lockers described in Schedule “A” to the proposed receivership order constituting property of the Respondents and all proceeds thereof (the “Property”).

[2] The application is not opposed by the Respondents.

[3] I have reviewed the Application Record and heard submissions from counsel for the Applicants. I am satisfied that it is just and convenient for a receiver to be appointed and for the requested order to be made.

[4] Counsel for Home Trust Company requested that the Endorsement reflect that any Receivership Order made by the Court will have no effect on personal property of the Respondents that is subject to a registration made by Home Trust Company under the *Personal Property Security Act* (Ontario) (the “PPSA”) on April 28, 2020 as reflected in the PPSA search filed at Exhibit “L” of the Affidavit of Michael Lombard sworn January 30, 2024. That PPSA registration refers to a “Security Agreement and Assignment of Rents related to 10 Neighbourhood Lane, Toronto Ontario” and is therefore not in respect of the Unsold Units at 25 Neighbourhood Lane, Toronto, Ontario that are the Property subject to the Receivership Order made herein. Counsel for the Applicant has confirmed that this confirmation is acceptable.

[5] Order to issue in form of Order signed by me today.

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Justice Cavanagh

Date: February 6, 2024