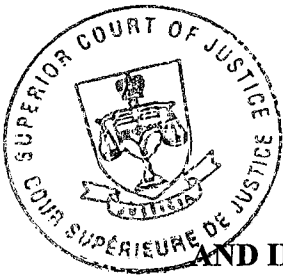


**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

THE HONOURABLE MR.) TUESDAY, THE 16th DAY
)
JUSTICE NEWBOULD) OF AUGUST, 2016



**IN THE MATTER OF THE *CONSTRUCTION LIEN ACT*,
R.S.O. 1990, c. C.30, AS AMENDED**

**AND IN THE MATTER OF AN APPLICATION MADE BY 144 PARK LTD.
FOR THE APPOINTMENT OF A TRUSTEE UNDER SECTION 68(1) OF THE
CONSTRUCTION LIEN ACT, R.S.O. 1990, c. C.30, AS AMENDED**

ORDER

THIS MOTION made by Collins Barrow Toronto Limited, in its capacity as Court-appointed trustee over the lands and premises known municipally as 142, 144 and 148 Park Street and 21 Allen Street West, Waterloo, Ontario pursuant to section 68(1) of the *Construction Lien Act*, R.S.O. 1990, c. C.30, as amended (the "**Trustee**"), was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Twelfth Report of the Trustee dated August 10, 2016 (the "**Twelfth Report**") and the Appendices thereto, and on hearing the submissions of counsel for the Trustee, and such other counsel listed on the Counsel Slip, no one else from the service list appearing

although duly served as appears from the affidavit of service of Lynn Lee sworn August 11, 2016, filed,

SERVICE

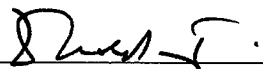
1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record is hereby abridged and validated so that this motion is properly returnable today and hereby dispenses with further service thereof.

MARKETING OF REMAINING UNITS

2. **THIS COURT ORDERS** that the Trustee is authorized to utilize, at its discretion, the marketing initiatives suggested by Minty Realty Inc. Brokerage detailed in paragraph 21 of the Twelfth Report, to generate additional interest in the Remaining Units (as defined in the Twelfth Report).

TRANSFER FROM RESERVE

3. **THIS COURT ORDERS** that the Trustee is authorized to withdraw from the Reserve (as defined in the Twelfth Report) the amount of \$10,400.86 and to deposit these funds in the Trustee's trust account to pay for costs of administration or for future distribution to mortgagees.



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

AUG 16 2016

PER / PAR: 

