

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

THE HONOURABLE *Mrs.*) FRIDAY, THE 29th DAY
)
)
JUSTICE *Pattillo*) OF MAY, 2015

**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
JADE-KENNEDY DEVELOPMENT CORPORATION
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 owned by Jade-Kennedy Development Corporation, appointed 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 Second Report of the Trustee dated May 15, 2015 and the Appendices thereto (the "**Second Report**"), the Supplement to the Second Report of the Trustee dated May 26, 2015 and the Appendices thereto (the "**Supplemental Report**"), and Confidential Appendix "A" and Confidential Appendix "B" to the Second Report, and on hearing the

submissions of counsel for the Trustee and counsel for those other parties listed on the Counsel Slip, no one else appearing for any other person on the service list, although properly served as appears from the affidavits of service of Lynn Lee sworn May 19, 2015 and May 27, 2015, 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.

APPROVAL OF ACTIVITIES OF THE TRUSTEE

2. **THIS COURT ORDERS** that the Second Report and the Supplemental Report, and the conduct and activities of the Trustee as set out in the Second Report and the Supplemental Report, be and are hereby approved.

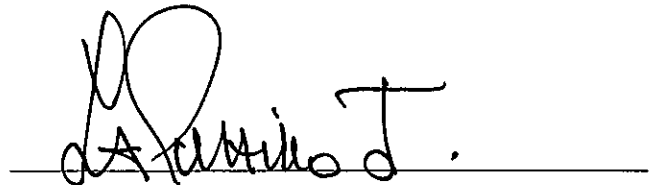
SEALING

3. **THIS COURT ORDERS** that Confidential Appendix "A" and Confidential Appendix "B" to the Second Report are hereby sealed and shall not form part of the public record until such time as the Trustee's Certificate has been filed with the Court in accordance with the Approval and Vesting Order (Phase III Vacant Land) dated May 29, 2015, or further order of the Court.

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



MAY 29 2015



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 JADE-KENNEDY DEVELOPMENT CORPORATION
FOR THE APPOINTMENT OF A TRUSTEE UNDER SECTION 68(1)
OF THE CONSTRUCTION LIEN ACT, R.S.O. 1990, c. C.30, AS AMENDED

Court File No. CV15-10882-00CL

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

Proceedings commenced at Toronto

ORDER

CHAITONS LLP
5000 Yonge Street, 10th Floor
Toronto, ON M2N 7E9

Harvey Chaiton (LSUC #21592F)
Tel: (416) 218-1129
Fax: (416) 218-1849
E-mail: harvey@chaitons.com

Sam Rappos (LSUC #51399S)
Tel: (416) 218-1137
Fax: (416) 218-1837
E-mail: samr@chaitons.com

Lawyers for the Trustee