

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

In the matter of Sections 97 and 100 of the Courts of Justice Act, R.S.O. 1990 c.C.43, as am.

B E T W E E N:

FIRM CAPITAL MORTGAGE FUND INC.

Applicant

- and -

**FORTRESS BROOKDALE INC., FORTRESS AVENUE ROAD (2015) INC. and
FERNBROOK HOMES (BROOKDALE) LIMITED**

Respondents

ENDORSEMENT

The Holdback provided for in paragraph 7 of the Vesting Order dated October 18, 2018 shall continue to be held by the Receiver until the earlier of (i) the Receiver being satisfied that neither it nor the Applicant shall have any further Holdback Obligations, (ii) the issuance of a distribution order in respect of the Net Proceeds, (iii) February 13, 2019; or (iv) an Order of the Court.



A handwritten signature in black ink, appearing to be 'M. J. ...', is written above a horizontal line.

In the Matter of Sections 97 and 100 of the *Courts of Justice Act*, R.S.O. 1990 c. C.43, as amended

FIRM CAPITAL MORTGAGE FUND INC.

- and -

**FORTRESS BROOKDALE INC., FORTRESS AVENUE ROAD
(2015) INC. and FERNBROOK HOMES (BROOKDALE) LIMITED**

Applicant

Respondents

Court File No. CV-18-604993-00CL

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Proceedings commenced at Toronto, Ontario

ENDORSEMENT

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