

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

THE HONOURABLE

JUSTICE CAVANAGH

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MONDAY THE 11th

DAY OF APRIL 2022

B E T W E E N :

MONICA MATTA and MARK AMELLO

Applicants

-and-

ALTMORE MORTGAGE INVESTMENT CORPORATION

Respondent

*APPLICATION UNDER SECTION 248(3) OF THE BUSINESS CORPORATIONS ACT
(ONTARIO) AND SECTION 101 OF THE COURTS OF JUSTICE ACT (ONTARIO)*

ORDER

THIS MOTION, made by BDO Canada Limited in its capacity as receiver (in such capacity, the “**Receiver**”) of Altmortgage Investment Corporation, Altmortgage Capital Inc., Independent Mortgage Advisors Inc. and Ian Ross McSevney (“**McSevney**”) for an Order pursuant to section 248(3) of the *Business Corporations Act (Ontario)*, R.S.O 1990, c. B.16, as amended and section 101 of the *Courts of Justice Act*, R.S.O. 1990, c. C. 43, as amended, was heard this day by Zoom video conference.

ON READING Third Report of the Receiver dated January 26, 2022 (the “**Third Report**”), the Supplementary Third Report dated April 8, 2022 (the “**Supplementary Third Report**”), the Endorsement of Justice Conway dated February 3, 2022, and on being satisfied that Mr. McSevney received the Motion Record of the Receiver dated January 26, 2022 as appears from the affidavit of service of Shallon Garrafa sworn April 8, 2022.

SERVICE

1. THIS COURT ORDERS that the time for service of this 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.

CONTEMPT AND SCHEDULING OF PENALTY HEARING

2. THIS COURT ORDERS that McSevney is hereby declared to be in breach of the Order of Justice Conway dated November 8, 2021 and is in contempt of this Court.

3. THIS COURT ORDERS and directs that a hearing as to the applicable penalty for the above-noted contempt be scheduled for May 3, 2022 at 12:00pm.

COSTS OF MOTION

4. THIS COURT ORDERS that the Receiver shall have its costs of this motion as against McSevney on a full indemnity basis.

MONICA MATTA et al.
Applicants and

**ALTMORE MORTGAGE INVESTMENT
CORPORATION**
Respondent

Court File No.: CV-21-00662471-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE -
COMMERCIAL LIST
Proceeding commenced at TORONTO

ORDER

MILLER THOMSON LLP
Scotia Plaza
40 King Street West, Suite 5800
P.O. Box 1011
Toronto, ON Canada M5H 3S1

Gregory Azeff LSO#: 45324C
Email: gazeff@millerthomson.com
Tel: 416.595.2660 / Fax: 416.595.8695

Stephanie De Caria LSO#: 68055L
Email: sdecaria@millerthomson.com
Tel: 416.595.2652 / Fax: 416.595.8695

Monica Faheim LSO#: 82213R
Email: mfaheim@millerthomson.com
Tel: 416.597.6087

Lawyers for the Receiver, BDO Canada Limited