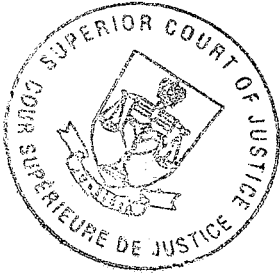


Court File No. CV-16-11578-00CL

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

THE HONOURABLE *Mr.*) TUESDAY, THE 11TH DAY
JUSTICE *Newbould*) OF APRIL, 2017

BETWEEN:



COMTECH FIRE CREDIT UNION LIMITED

Applicant

-and-

MARK EUGENE GAUTHIER

Respondent

APPLICATION UNDER Subsection 243(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985 c. B-3, as amended, Section 101 of the *Courts of Justice Act*, R.S.O. 1990 c. C.43, as amended, and Rule 14.05(3)(g) and (h) of the *Rules of Civil Procedure*

ORDER

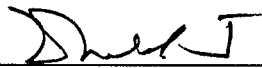
THIS MOTION, made by BDO Canada Limited, in its capacity as the Court-appointed receiver (the "Receiver"), without security, of the real property of the respondent municipally known as 36, 38, 40, and 42 University Avenue East, Waterloo, Ontario (collectively, the "**Properties**"), was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Notice of Motion, the First Report of the Receiver dated March 22, 2017 along with the appendices thereto (the "First Report"), and on hearing the submissions of counsel for the Receiver, the Applicant, and the Respondent, no one else appearing for any other person on the service list, although served as appears from the affidavit of Colleen Balint sworn March 23, 2017, filed,

1. **THIS COURT ORDERS AND DECLARES** that this motion is properly returnable this day, that service on those persons already served shall be and is hereby validated, and that no further service of the motion record shall be required.
2. **THIS COURT ORDERS** that the First Report and the activities and conduct of the Receiver described therein are hereby approved.
3. **THIS COURT ORDERS** that the Receiver is authorized to engage CBRE Limited to list and market the Properties for sale.
4. **THIS COURT ORDERS** that Confidential Appendices "A" through "G" to the First Report, and the unredacted copy of the motion record, shall be sealed until the Receiver has filed a Receiver's Certificate confirming the completion of a sale of the Properties, or further order of this court.

5. **THIS COURT ORDERS** that the professional fees and disbursements of the Receiver from November 14, 2016 to March 10, 2017 are hereby approved.

6. **THIS COURT ORDERS** that the professional fees and disbursements of the Receiver's counsel from October 21, 2016 to March 21, 2017 are hereby approved.



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

APR 11 2017

PER / PAR: 

COMTECH CREDIT UNION LIMITED
Applicant

MARK EUGENE GAUTHIER
Respondent

-and-

Court File No.: CV-16-11578-00CL

ONTARIO

**SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

Proceeding commenced at **TORONTO**

APPLICATION UNDER Subsection 243(1) of the
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R.S.O. 1990 c. C.43, as amended, and Rule 14.05(3)(g)
and (h) of the *Rules of Civil Procedure*

ORDER

FLETT BECCARIO

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JRM/cb