

COUNSEL SLIP

Court File No. CV-17-00011760-00CL

Date: 01-AUG-2019

No. On List 2

Title of Proceeding

BUSINESS DEVELOPMENT BANK OF CANADA - VS - ASTORIA ORGANIC MATTERS et al

Counsel for:

Plaintiff(s) Miranda Spence for BDO
Applicant(s)
Petitioner(s)

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Respondent(s)

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Aug 1/19

Mr Donnelly advised Ms Spence that he is out of the country & could not attend at this 930.

The Ric seeks to quash the B's summons on the basis that it contravenes the stay & leave has not been obtained. While Ms Spence seeks the order today, given Mr D's unavailability & my view that this should be on the 10 am list, I am scheduling it for 15 minutes on Aug 13/19 (confirmed) for Mr D to respond & participate. There is time sensitivity here because of the Sept 3 appearance date on the charges for which the summons was issued.

Cowdrey J.