

COURT FILE NUMBER 1701-12991

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFF BARILE INVESTMENTS INC.

DEFENDANTS DON HARBISON, LESLIE HARBISON, JAMES MACLEOD, BARRY BROWN, DIANE BROWN, WINDIGO WEST HOLDINGS LTD., CLEM KUELKER, THERESA KUELKER, HELEN BRIDGES, CLAIRE TOCHER, JORGE GRINMAN, SUSANA GRINMAN, DON McMULLEN EQUIPMENT LTD., DON McMULLEN, ELIZABETH McMULLEN, ROBERT K. MAST PROFESSIONAL CORPORATION, ROBERT MAST, ALTA STREAMWATCH CONSERVATION ASSOCIATION, THOMAS WISEMAN, SEAN WISEMAN, ALLAN FORREST SALES (1976) LTD., ALLAN FORREST SALES (1991) LTD., JOHN FORREST

DOCUMENT **DISMISSAL ORDER**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT Blair Carbert and Michael Bokhaut **Carbert Waite LLP** 2300 Encor Place, 645 – 7 Ave SW Calgary, AB, Canada T2P 4G8 Ph. (403) 705-3304/3328 Fax (403) 263-5553 File No. 118401.001

I hereby certify this to be a true copy of the original On/8
Dated this 28 day of Jan. 2020
S. G. Gault
for Clerk of the Court

DATE ON WHICH ORDER WAS PRONOUNCED January 27, 2020

LOCATION AT WHICH ORDER WAS MADE Calgary, Alberta


NAME OF JUSTICE WHO MADE THIS ORDER The Honourable Madam Justice Romaine

ORDER

UPON the ex parte Application of the Defendants, JORGE GRINMAN and SUSANA GRINMAN; AND UPON noting the Order of Justice Romaine dated April 2, 2019 wherein Her Ladyship ordered, *inter alia*, that “any actions against any Net Winners ... are actions which belong exclusively to the Receiver and accordingly neither a Titan Order Applicant nor any Enforcement Actions may be commenced by any person other than the Receiver except with leave of the Court obtained on notice to such person or persons as this Honourable Court may direct”; AND UPON noting on January 27, 2020, an Order was granted by Justice Romaine *inter alia* discharging the Receiver in the Receivership Proceedings found in Action No. 1501-11817;

IT IS HEREBY ORDERED, ADJUDGED AND DECLARED THAT:

1. The within action as against all Defendants shall be dismissed, without prejudice to any party’s right to claim costs.
2. The within dismissal shall have the same force and effect as if it had been pronounced as the decision of this Honourable Court after a full and complete trial of this action on the merits.



J.C.Q.B.A.