

2010

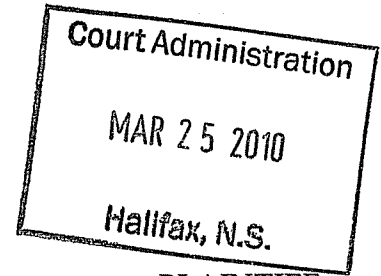
Hfx. No. 326000

SUPREME COURT OF NOVA SCOTIA

In Bankruptcy

BETWEEN:

ADDENDA CAPITAL INC., a body corporate



PLAINTIFF

- and -

**NOVA NEW ENGLAND LIMITED, a body corporate, JAMES
BRENNAN and TERRANCE BRENNAN**

DEFENDANTS

NOTICE OF MOTION

To: Nova New England Limited
James Brennan
Terrance Brennan

Motion

Addenda Capital Inc., the Plaintiff in this proceeding, moves for an order:

1. appointing BDO Canada Limited as the receiver and manager of the assets, property and undertakings of Nova New England Limited, pursuant to the provisions of section 243(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3.
2. to the extent necessary, providing relief under Civil Procedure Rule 2.02 and 2.03 by way of an abridgement of the usual time frames respecting notice.

Time and place

The motion is to be heard by a judge on Thursday, April 1, 2010 at 2:00 p.m. in the Law Courts, Street, 1815 Upper Water, Nova Scotia. The moving party has arranged one-half day in chambers. The moving party says that the motion will not require more time.

References

The moving party relies on the following legislation, Rules, or points of law: Section 243(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3 and Civil Procedure Rules 2.02 and 2.03.

Evidence

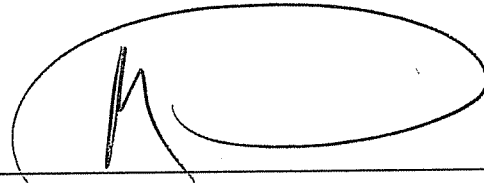
The evidence in support of the motion is as follows: Affidavit of Elvira Dubé sworn on March 18, 2010 and filed with this notice, and Affidavit of Paul Goodman sworn on March 17, 2010 and filed with this notice.

Possible order against you

You may file an affidavit and a brief, attend the hearing of the motion, and state your position on whether the proposed order should be made. If you do not attend, the judge may grant an order without further notice to you.

Signature

Signed March 23, 2010.

A handwritten signature in black ink, consisting of a large, stylized 'M' followed by a horizontal line that extends to the right and then curves back up to meet the top of the 'M'.

Maurice Chiasson, Q.C.
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