

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

BETWEEN:

CANADIAN SOLAR SOLUTIONS INC.

Applicant

and

RA SOLAR LEASING INC.

Respondent

MOTION RECORD
(Returnable April 25, 2013)

April 18, 2013

FOGLER, RUBINOFF LLP

Lawyers

77 King Street West

Suite 3000, P.O. Box 95, TD Centre

Toronto, ON M5K 1G8

Vern W. DaRe (LSUC# 32591E 1D)

Tel: 416.941.8842

Fax: 416.941.8852

Email: vdare@foglers.com

*Lawyers for the court-appointed Receiver of RA
Solar Leasing Inc., BDO Canada Limited*

TO: SEE SERVICE LIST

SERVICE LIST

TO: **WEIRFOULDS LLP**
Barristers and Solicitors
Toronto-Dominion Centre
66 Wellington Street West, Suite 4100
Toronto, ON M5K 1B7

Paul D. Guy
Tel: 416.947.5045
Fax: 416.365.1876
Email: pguy@weirfoulds.com

Lawyers for Canadian Solar Solutions Inc.

AND TO: **MORRIS & MORRIS LLP**
Barristers & Solicitors
390 Bay Street, Suite 920
Toronto, ON M5H 2Y2

Brian Morris
Tel: 416.366.2816
Fax: 416.366.5988
Email: bmorris@mmlaw.ca

Lawyers for RA Solar Leasing Inc.

AND TO: **HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO AS
REPRESENTED BY THE MINISTER OF FINANCE**
(Income Tax, PST)
PO Box 620
33 King Street West, 6th Floor
Oshawa, ON L1H 8E9

Kevin J. O'Hara
Email: Kevin.ohara@ontario.ca

AND TO: **DEPARTMENT OF JUSTICE**
P.O. Box 36
The Exchange Tower
130 King Street West, Suite 3400
Toronto, ON M5X 1K6

Diane Winters
Tel: (416) 973-3172
Fax: (416) 973-0810
Email: diane.winters@justice.gc.ca

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

BETWEEN:

CANADIAN SOLAR SOLUTIONS INC.

Applicant

and

RA SOLAR LEASING INC.

Respondent

INDEX

Tab.	Description
1.	Notice of Motion dated April 18, 2013
2.	Second Report of the Receiver dated April 17, 2013
I	Appendix "I" – Receivership Order and Endorsement of the Honourable Justice Newbould
II	Appendix "II" – First Report of the Receiver dated January 9, 2013 (without appendices)
III	Appendix "III" – Sales Process Order and Endorsement of the Honourable Justice Brown
IV	Appendix "IV" – Supplemental Report to the First Report of the Receiver, dated January 16, 2013
V	Appendix "V" – Reasons for Decision of the Honourable Justice Brown dated January 29, 2013 including his Costs Endorsement dated March 13, 2013
VI	Appendix "VI" – Receiver's Interim Statement of Receipts and Disbursements dated April 17, 2013
VII	Appendix "VII" – Listing of the Additional Projects
VIII	Appendix "VIII" – Teaser Document

IX	Appendix "IX" – Advertisement in the national edition of The Globe and Mail
X	Appendix "X" – Summary of Documents Available in the Data Room
XI	Confidential Appendix "XI" – Information Memorandum
XII	Confidential Appendix "XII" – Summary of Offers Received by March 1, 2013
XIII	Confidential Appendix "XIII" – Summary of Revised Offers Received by March 20, 2013
XIV	Confidential Appendix "XIV" – Revised Offer Submitted by Forum Equity
XV	Confidential Appendix "XV" – Communication from Forum Equity regarding their revised Offer
XVI	Confidential Appendix "XVI" – Asset Purchase Agreement with CSSI dated April 10, 2013
XVII	Appendix "XVII" – Fee Agreement
3.	Fee Affidavit of Eugene Migus (BDO Canada Limited)
4.	Fee Affidavit of Ian Katchin (Fogler, Rubinoff LLP)
5.	Draft Approval and Vesting Order
6.	Draft Approval and Vesting Model Order (blacklined)

CANADIAN SOLAR SOLUTIONS INC.
Applicant

- and -

RA SOLAR LEASING INC.
Respondent

Court File No. CV-12-9861-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
(Commercial List)**

Proceedings commenced at Toronto

**MOTION RECORD
(Returnable April 25, 2013)**

FOGLER, RUBINOFF LLP

Lawyers
77 King Street West
Suite 3000, P.O. Box 95
TD Centre
Toronto, Ontario M5K 1G8

Vern W. DaRe (LSUC# 32591E 1D)

Tel: 416-941-8842
Fax: 416-941-8852

*Lawyers for the court-appointed
Receiver of RA Solar Leasing Inc.,
BDO Canada Limited*