

ONTARIO  
SUPERIOR COURT OF JUSTICE

THE HONOURABLE *M* ) MONDAY THE 16<sup>th</sup> DAY  
JUSTICE *John A. Desautels* ) OF JANUARY, 2017

BETWEEN:

BANK OF MONTREAL

Applicant

- and -

598193 ONTARIO LTD., FRANK SCHROYENS  
MONIQUE SCHROYENS and DANIEL SCHROYENS

Respondents



ORDER

**THIS MOTION**, made by BDO Canada Limited ("**BDO**"), in its capacity as court appointed Receiver (the "**Receiver**") appointed pursuant to an Order of the Court dated December 8, 2016 (the "**Appointment Order**") of the Property (as defined in the Appointment Order) of 598193 Ontario Ltd. (the "**Debtor**" or the "**Company**") for an Order for the following relief:

- (a) abridging the time for service, filing and confirmation of the Notice of Motion and the Motion Record and directing that any further service of the Notice of Motion and the Motion Record be dispensed with such that this motion is properly returnable on January 16, 2017;
- (b) approving the Receiver's First Report to the Court dated December 23, 2016 (the "**First Report**"), and the activities and conduct of the Receiver as set out therein;

- (c) approving the sales and marketing process in respect of the Property and the Real Property as set out in the First Report (collectively the “**Sales Process**”);
- (d) authorizing the Receiver to take such steps as are necessary and appropriate to facilitate the Sales Process;
- (e) An Order that the Statement of Receipts and Disbursements as detailed in the First Report be approved;
- (f) An Order that the fees and disbursements of the Receiver as detailed in the First Report (the “**Receiver’s Fees**”) and payment of same be approved;
- (g) such further and other relief as the Receiver may request and this Honourable Court may deem just.

was heard this day at the Court House, 4 Wellington Street, St. Thomas, Ontario.


**ON READING** the Notice of Motion, the First Report to the Court submitted by the Receiver dated December 23, 2016, Affidavit of Service of Kelly Bryant sworn January 4, 2017 and January 12, 2017 and on hearing submissions from all counsel in attendance,

1. **THIS COURT ORDERS** that the time for service, filing and confirmation of the Notice of Motion and the Motion Record be abridged and hereby directs that any further service of the Notice of Motion and the Motion Record be dispensed with such that this motion is properly returnable on January 16, 2017.
2. **THIS COURT ORDERS** that the First Report and the activities and conduct of the Receiver as detailed therein are hereby approved.
3. **THIS COURT ORDERS** that the Sales Process is hereby approved.
4. **THIS COURT ORDERS** that the Receiver is authorized to take such steps as are necessary and appropriate to facilitate the Sales Process.

5. **THIS COURT ORDERS** that the Statement of Receipts and Disbursements as detailed in the First Report be approved.
  
6. **THIS COURT ORDERS** that the Receiver's Fees and payment of same are hereby approved.



Justice, *Ontario* Superior Court of Justice

ENTERED ST. THOMAS  
BOOK NO: 38  
DOC. NO: 7778  
DATE: JAN 16 2017  
BY: 

**Bank of Montreal**  
Applicant

and

**598193 Ontario Ltd., et al.**  
Respondents

Court File No. CV-113-16

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**

PROCEEDING COMMENCED AT ST. THOMAS

**ORDER**

**HARRISON PENZA LLP**

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