

Court File No: CV-26-00000193-0000

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE

JUSTICE

A.D. Hilliard

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FRIDAY, THE 14TH DAY
OF AUGUST, 2026



THE BANK OF NOVA SCOTIA

Applicant

- and -

MORGROVE HOLSTEINS LTD.

Respondent

CLAIMS PROCESS ORDER

THIS MOTION, made by BDO Canada Limited, in its capacity as the Court-appointed receiver (the "**Receiver**") without security, of all the assets, undertakings and properties of the Respondent, Morgrove Holsteins Ltd. (the "**Debtor**"), was heard this day in person at 70 Wellington Street, Brantford, Ontario.

ON READING the Notice of Motion dated July 31, 2026, the First Report of the Receiver dated July 31, 2026 (the "**First Report**"), and the appendices thereto, and on hearing the submissions of counsel for the Receiver and all other counsel for such other parties in attendance at the hearing, all properly served, as it appears from the Affidavit of Service of Sydney Inghelbrecht sworn July 31, 2026, filed:

SERVICE

1. **THIS COURT ORDERS** that the time for service, filing and confirmation of the Notice of Motion and the Motion Record is hereby abridged and validated so that this motion is properly returnable today and hereby dispenses with further service and confirmation hereof.

DEFINITIONS AND INTERPRETATIONS

2. **THIS COURT ORDERS** that the following terms of this Order shall have the followings meanings ascribed thereto:

- (a) **“Business Day”** means a day, other than a Saturday or a Sunday or a statutory holiday, on which banks are generally open for business in Brantford, Ontario, Canada;
- (b) **“Claim”** means a creditor who has a Secured Claim, Trust Claim and/or an Unsecured Claim;
- (c) **“Claimant”** means a creditor who has a Claim;
- (d) **“Claims Administration Procedure”** means the procedure for the solicitation, quantification, determination and barring of certain claims against the Debtor and from the realization of the assets of the Debtor;
- (e) **“Claims Bar Notice”** means the notice substantially in the form attached hereto as Schedule “A”;
- (f) **“Claims Notice”** means a Claimant’s written notice of a Claim in the form of the Claims Notice attached as Schedule “C” to this Order;
- (g) **“Claims Bar Date”** means 5:00 p.m. (Eastern Standard Time) on the date which is 60 days from the date of the Claims Process Order;
- (h) **“Court”** means the Ontario Superior Court of Justice, located at 70 Wellington Street, Brantford, Ontario;
- (i) **“Dispute Package”** means, with respect to any Claim, a copy of the related Claims Notice, Notice of Revision or Disallowance and Notice of Dispute, all in substantially the form attached as Schedules “C”, “D” and “E” hereto;
- (j) **“Instruction Letter”** means the instruction letter to Claimants, in substantially the form attached as Schedule “B” hereto, regarding the completion of the Claims Notice;
- (k) **“Receivership Order”** means the Order made by this Court on June 12, 2026;
- (l) **“Notice of Dispute”** means the notice that may be delivered by a Claimant who has received a Notice of Revision or Disallowance disputing such Notice of Revision or Disallowance, which notice shall be substantially in the form attached hereto as Schedule “E”;

- (m) **“Notice of Revision or Disallowance”** means the notice that may be delivered to a Claimant revising or rejecting such Claimant's claim as set out in the Claims Notice in whole or in part, which notice shall be substantially in the form attached hereto as Schedule “D”;
- (n) **“Secured Claim”** means a claim made by a creditor who holds valid security on the property of the Debtor;
- (o) **“Person”** means any individual, corporation, limited or unlimited liability company, general or limited partnership, associating, trust, unincorporated organization, joint venture, government or any agency or instrumentality thereof or any other entity, including, without limitation, Canada Revenue Agency;
- (p) **“Receiver”** means BDO Canada Limited appointed pursuant to the Receivership Order;
- (q) **“Trust Claim”** means a claim made by a creditor who asserts an entitlement to be a beneficiary of a trust (actual or deemed) in respect of the property of the Debtor and/or in respect of monies paid or payable by account debtors of the Debtor, whether established by contract, agreement, custom or statute (federal or provincial);
- (r) **“Unsecured Claim”** means a claim made by a creditor other than a Trust Claim or a Secured Claim.

APPROVAL OF FORMS

4. **THIS COURT ORDERS** that the Claims Bar Notice, Instruction Letter, Claims Notice, Notice of Revision or Disallowance and the Notice of Dispute, all substantially in the forms respectively attached as Schedules “A”, “B”, “C”, “D” and “E” hereto, are approved. Within twenty (20) days of the issuance of this Order, the Receiver shall cause all of these notices and forms to be posted on the Receiver's website. Despite the foregoing, the Receiver may, from time to time, make incidental minor changes to such forms as the Receiver considers necessary or desirable.

CLAIMS BAR PROCESS

3. **THIS COURT ORDERS** within twenty (20) days of the issuance of this Order, the Receiver shall send by regular or electronic mail a copy of the Claims Bar Notice and the Instruction Letter to all Persons known to the Receiver of having a potential Claim.
4. **THIS COURT ORDERS** within twenty (20) days of the issuance of this Order, the Receiver shall publish in The Brantford Expositor to inform any potential Claimant of their right to prove their Claim and the Claims Bar Date.
5. **THIS COURT ORDERS** that a Claimant wishing to assert a Claim shall deliver to the Receiver a Claims Notice on or before the Claims Bar Date.
6. **THIS COURT ORDERS** that the Claims of all Persons who do not deliver to the Receiver a Claims Notice by the Claims Bar Date shall be and are hereby forever extinguished and barred from and after the Claims Bar Date and all such Persons shall be deemed to have fully and finally and forever released and discharged the Debtor and those persons who may be indebted to the Debtor or them individually in respect of which any such person may claim entitlement as the beneficiary of a trust, actual or deemed, established by contract, agreement or custom, or by statute (federal or provincial).

DETERMINATION OF CLAIMS

7. **THIS COURT ORDERS** that the Receiver shall review each Claims Notice received on or before the Claims Bar Date and shall accept, revise or disallow the Claim as soon as reasonably possible after the Claims Bar Date, and the Receiver is empowered and authorized to:
 - (a) investigate, review, and verify the quantum of any Claims and the validity of any Trust Claim or Secured Claim; and
 - (b) do such acts as the Receiver in its sole discretion deems appropriate to facilitate the Claims Administration Procedure.

8. **THIS COURT ORDERS** that the Receiver may attempt to consensually resolve the amount of any Claim with the Claimant, before accepting, revising, or disallowing such Claim.

9. **THIS COURT ORDERS** that if the Receiver accepts a Claim, the Receiver shall advise the Claimant of such acceptance by regular or electronic mail to the address set out in the applicable Claims Notice.

10. **THIS COURT ORDERS** that if the Receiver revises or disallows a Claim, the Receiver shall send a Notice of Revision or Disallowance to the Claimant by regular or electronic mail to the address set out in the applicable Claims Notice.

11. **THIS COURT ORDERS** that any Claimant who disputes the amount of its Claim as set forth in a Notice of Revision or Disallowance shall deliver a Notice of Dispute to the Receiver by 5:00 p.m. (Eastern Standard Time) on the day which is fourteen (14) calendar days after the date of the Notice of Revision or Disallowance or such later date as the Receiver and the Claimant may agree in writing.

12. **THIS COURT ORDERS** that any Claimant who fails to deliver a Notice of Dispute by the deadline set forth in paragraph 11 hereto, shall be deemed to accept the amount of its Claim as set out in the Notice of Revision or Disallowance.

RESOLUTION OF CLAIMS

13. **THIS COURT ORDERS** that upon receipt of a Notice of Dispute, the Receiver may:

- (a) attempt to consensually resolve the amount of the Claim with the Claimant;
and/or
- (b) schedule an appointment with the Court for the purpose of scheduling a motion before a judge of the Court to resolve the Claim.

RECEIVER'S ROLE IN CLAIMS PROCESS

14. **THIS COURT ORDERS** that the Receiver, in addition to its prescribed rights, duties, responsibilities and obligations under the Receivership Order, shall implement and oversee the Claims Administration Procedure provided for herein, and is hereby directed and empowered to take such actions and fulfill such other roles as are contemplated by this Order.

15. **THIS COURT ORDERS** that the Receiver may apply to this Court for directions regarding the carrying out of the Claims Administration Procedure.

NOTICES AND COMMUNICATIONS

16. **THIS COURT ORDERS** that any notice or other communication (including, without limitation, Claims Notices) to be given under this Order by a Claimant to the Receiver shall be in writing in substantially the form, if any, provided for in this Order and will be sufficiently given only if delivered by courier, personal delivery or electronic mail to:

BDO Canada Limited
Receiver of Morgrove Holsteins Ltd.
20 Wellington E., Suite 500
Toronto, Ontario M5E 1C5
Attention: Warren Leung
Tel: (437) 568 8260
E-Mail: wleung@bdo.ca

GENERAL

17. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada, the United States, or any other jurisdiction, to give effect to this Order and to assist the Receiver and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Receiver, as an officer of this Court, as may be necessary or desirable

to give effect to this Order, to grant representative status to the Receiver in any foreign proceeding, or to assist the Receiver and its agents in carrying out the terms of this Order.

18. **THIS COURT ORDERS** that this Order and all of its provisions are effective from the date of this Order and is enforceable without any need for entry or filing.

Date of issuance: August 14, 2026


Justice *AD Fullard*, Ontario Superior Court of Justice

SCHEDULE "A"

**ONTARIO
SUPERIOR COURT OF JUSTICE**

BETWEEN:

THE BANK OF NOVA SCOTIA

Applicant

- and -

MORGROVE HOLSTEINS LTD.

Respondent

**CLAIMS BAR
NOTICE TO CREDITORS**

NOTICE IS HEREBY GIVEN that, pursuant to an Order of the Ontario Superior Court of Justice dated _____, 2026, a claims bar procedure was approved for the identification, quantification, collection and barring of certain claims against Morgrove Holsteins Ltd., its property, **and as well** with respect to claims made by creditors claiming entitlement as a beneficiary of a trust, actual or deemed, whether established by contract, agreement, custom, or statute (federal or provincial) or with respect to monies that are received or receivable from account debtors of Morgrove Holsteins Ltd.

THE CLAIMS BAR DATE IS 5:00 P.M. (EASTERN STANDARD TIME) ON [NTD: INSERT DATE 60 DAYS FROM ISSUE OF CLAIM PROCESS ORDER]. CLAIMS WHICH ARE NOT RECEIVED BY THE CLAIMS BAR DATE WILL BE BARRED AND EXTINGUISHED FOREVER.

THE CLAIMANTS REQUIRING CONFIRMATION OR CLAIM DOCUMENTATION INCLUDING THE CLAIM NOTICE MAY CONTACT:

BDO Canada Limited
Receiver of Morgrove Holsteins Ltd.
20 Wellington St. E. Suite 500
Toronto, Ontario, M5E 1C5
Attention: Warren Leung
Tel: (437) 568 8260
E-Mail: wleung@bdo.ca

Following the expiration of the Claims Bar Date the Receiver will review the Claims filed and will, in due course, submit its report to the Court and seek its advice and directions.

SCHEDULE "B"

**ONTARIO
SUPERIOR COURT OF JUSTICE**

BETWEEN:

THE BANK OF NOVA SCOTIA

Applicant

- and -

MORGROVE HOLSTEINS LTD.

Respondent

INSTRUCTION LETTER FOR CLAIMANTS

By Order of the Order of the Ontario Superior Court of Justice dated August 14, 2026, BDO Canada Limited (the "**Receiver**") in its capacity as Receiver of Morgrove Holsteins Ltd. (the "**Debtor**") has been authorized to conduct a procedure for the identification and quantification of any claims of creditors against the Debtor which may include Claims in respect of monies that have been received or are receivable from account debtors of the Debtor and the realization of assets of the Debtor. This will include any creditors of the Debtor who claim to be the beneficiary of a trust, actual or deemed, pursuant to a contract, an agreement or custom, or pursuant to a statute (federal or provincial).

This letter provides general instructions for completing the Claims Notice form which is attached. Capitalized terms not defined within this Instruction Letter shall have the meaning ascribed thereto in the Claims Bar Order.

All notices and inquiries with respect to the Claims Notice should be directed to the Receiver by prepaid registered mail, courier, personal delivery or electronic mail at the address below:

BDO Canada Limited
Receiver of Morgrove Holsteins Ltd.
20 Wellington St. E. Suite 500
Toronto, Ontario, M5E 1C5
Attention: Warren Leung
Tel: (437) 568 8260
E-Mail: wleung@bdo.ca

CLAIMANTS WITH CLAIMS

If you believe that you have a Trust Claim, a Secured Claim or an Unsecured Claim you must file a Claims Notice with the Receiver. **All Claims Notices must be received by the Receiver on or before 5:00 p.m. (Eastern Standard Time) on [NTD: INSERT DATE THAT IS 60 DAYS FROM ISSUE OF CLAIMS PROCESS ORDER] (the Claims Bar Date").**

CLAIMS WHICH ARE NOT RECEIVED BY THE CLAIMS BAR DATE WILL BE BARRED AND EXTINGUISHED FOREVER.

DATED this day of , 2026.

SCHEDULE "C"

**ONTARIO
SUPERIOR COURT OF JUSTICE**

BETWEEN:

THE BANK OF NOVA SCOTIA

Applicant

- and -

MORGROVE HOLSTEINS LTD.

Respondent

CLAIMS NOTICE

**Please read carefully the Instruction Letter for completing this Claim Notice
Please print legibly.**

1. **Particulars of Claimant:**
 - (a) **Legal Name:** _____
 - (b) **Mailing Address of Claimant:** _____

 - (c) **Other Contact Information of Claimant:**
Telephone Number: _____
E-Mail Address: _____
Facsimile Transmission: _____
Attention: (Contact Person): _____

2. **Proof of Claim**

I, _____ [name of Claimant if individual, or
Representative of the Claimant if a business], of _____ [name of business]
do hereby certify:

- (a) I am the Claimant or a representative of the Claimant holding the position of _____ [state position or title];
- (b) That I have knowledge of all the circumstances connecting with the Claim(s) referred to below;
- (c) Morgrove Holsteins Ltd. was at of _____ and still is indebted to the Claimant as follows:

TOTAL CLAIM: \$ _____ CAD

3. **Particulars of Claim(s)**

The Receiver recognizes three categories of Claims, namely, Trust Claims, Secured Claims and Unsecured Claims. If applicable to your Claim(s) you may file in any or all of these categories.

Please mark the box or boxes which apply to your Claim.

If you require additional space to complete your Claim, please attach an additional sheet.

Please be sure to supply adequate supporting documentation to evidence your claim.

Provide all particulars of the claims and supporting documentation, invoices, statements, delivery, confirmation including amounts, dates and description of the events, transactions, statutes or agreements or other legal basis giving rise to the Claims.

☐

Trust Claim

1. The amount claimed for delivery/provision of goods and/or services to, or at the request of Morgrove Holsteins Ltd. for a project or improvement.

\$ _____

2. Address of project or improvement to which or for whose benefit the goods and/or services where provided.

3. Description of the goods and/or services provided.

4. Date(s) of the delivery/provision of goods and/or services.

☐ Trust Claims that do not relate to the provision of goods and/or services.

Amount of Claim \$ _____

1. Description of contract, agreement or enabling legislation (provincial or federal) which constitutes a trust or deemed trust.

☐ Secured Claim \$ _____ dollars on a secured basis

1. I evaluate our security at \$ _____

Note: (This will be the amount at which you value secured claim. The difference between the secured claim amount and the value of your security, if any will be the amount or your unsecured claim).

☐ Unsecured Claim – other than a Trust Claim or Secured Claim.

Amount of Claim \$ _____

2. Filing of Claims

This claims Notice must be received by the Receiver no later than 5:00 p.m. (Eastern Standard Time) on _____, 2026 by either prepaid registered mail, personal delivery, courier, facsimile transmission or electronic mail to the following address:

BDO Canada Limited
Receiver of Morgrove Holsteins Ltd.
20 Wellington St. E. Suite 500
Toronto, Ontario, M5E 1C5
Attention: Warren Leung
Tel: (437) 568 8260
E-Mail: wleung@bdo.ca

Failure to file a Claim and any required documentation by 5:00 p.m. on [insert date 60 days following issue of Claim Process Order] (Eastern Standard Time) will result in such Claim being barred and you will be prohibited from making or enforcing any Claim against Morgrove Holsteins Ltd. or any person who owes monies to Morgrove Holsteins Ltd. in

respect of which the Claimant claims as a beneficiary of a true, actual or deemed or pursuant to a contact or agreement with Morgrove Holsteins Ltd. or pursuant to statute, federal or provincial.

DATED the day of , 2026

Creditor's Name

Per: Signature

SCHEDULE "D"

**ONTARIO
SUPERIOR COURT OF JUSTICE**

BETWEEN:

THE BANK OF NOVA SCOTIA

Applicant

- and -

MORGROVE HOLSTEINS LTD.

Respondent

**NOTICE OF REVISION OR DISALLOWANCE OF CLAIM AGAINST
MORGROVE HOLSTEINS LTD.**

Pursuant to the Claims Process Order dated August 14, 2026, BDO Canada Limited in its capacity as the Court-appointed Receiver of Morgrove Holsteins Ltd. hereby gives you notice that it has reviewed your Claims Notice and has revised or rejected your Claim as follows:

If you do not agree with this Notice of Revision or Disallowance please take notice of the following:

1. If you intend to dispute the Notice of Revision or Disallowance you must, by 5:00 p.m. (Eastern Standard Time) on the day which is twenty (20) days after the date of this Notice of Revision or Disallowance, deliver a Notice of Dispute by prepaid registered mail, courier, personal delivery, electronic mail or facsimile to the address indicated herein. The form of Notice of Dispute is attached to this Notice.
2. If you do not deliver a Notice of Dispute, the value of your Claim shall be deemed to be as set out in this Notice of Revision or Disallowance.

Address for Service of Dispute Notices:

BDO Canada Limited
Receiver of Morgrove Holsteins Ltd.
20 Wellington St. E. Suite 500
Toronto, Ontario, M5E 1C5
Attention: Warren Leung
Tel: (437) 568 8260
E-Mail: wleung@bdo.ca

IF YOU FAIL TO RESPOND AS REQUIRED HEREIN WITHIN THE PRESCRIBED TIME PERIOD, THIS NOTICE OF REVISION OR DISALLOWANCE WILL BE BINDING UPON YOU.

Dated at _____ this _____ day of _____ 2026.

BDO CANADA LIMITED

In its capacity as Court-appointed Receiver of Morgrove Holsteins Ltd.

SCHEDULE "E"

**ONTARIO
SUPERIOR COURT OF JUSTICE**

BETWEEN:

THE BANK OF NOVA SCOTIA

Applicant

- and -

MORGROVE HOLSTEINS LTD.

Respondent

**NOTICE OF DISPUTE OF REVISION OR DISALLOWANCE OF CLAIM AGAINST
MORGROVE HOLSTEINS LTD.**

Name of Claimant: _____

Pursuant to the Claim Process Order dated August 14, 2026, we hereby give you notice of our intention to dispute the Notice of Revision or Disallowance dated _____ issued by BDO Canada Limited in its capacity as Receiver of Morgrove Holsteins Ltd.

Reasons for Dispute (attach additional sheet and copies of all supporting documentation if necessary):

Signature of Individual (I have the authority to bind the Corporation).

Date: _____

Please print name: _____

Telephone Number: _____

Facsimile Number: _____

E-Mail Address: _____

Full Mailing Address: _____

THIS FORM AND SUPPORTING DOCUMENTATION TO BE RETURNED BY PREPAID REGISTERED MAIL, COURIER, PERSONAL DELIVERY, ELECTRONIC MAIL OR FACSIMILE TO THE ADDRESS INDICATED HEREIN AND TO BE RECEIVED BY 5:00 P.M. (EASTERN STANDARD TIME) ON THE DAY WHICH IS TWENTY (20) CALENDAR DAYS AFTER THE DATE OF THE NOTICE OF REVISION OR DISALLOWANCE, OR SUCH LATER DATE AS THE RECEIVER AND THE CREDITOR MAY AGREE IN WRITING OR THE COURT MAY ORDER.

Address for Service of Dispute Notices:

BDO Canada Limited
Receiver of Morgrove Holsteins Ltd.
20 Wellington St. E. Suite 500
Toronto, Ontario, M5E 1C5
Attention: Warren Leung
Tel: (437) 568 8260
E-Mail: wleung@bdo.ca

IF YOU FAIL TO TAKE ACTION WITHIN THE PRESCRIBED TIME PERIOD, THE NOTICE OF REVISION OR DISALLOWANCE WILL BE BINDING UPON YOU.

THE BANK OF NOVA SCOTIA

-and-

MORGROVE HOLSTEINS LTD.

Applicant

Respondent

Court File No. CV-26-00000193-0000

ONTARIO
SUPERIOR COURT OF JUSTICE

PROCEEDING COMMENCED AT
BRANTFORD, ONTARIO

CLAIMS PROCESS ORDER

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Thomas Masterson (LSO#76835U)

Tel: (519) 679 9660

Fax: (519) 667 3362

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Lawyers for the Receiver,
BDO Canada Limited