

Court File No. CV-25-00089291-0000

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE) **THURSDAY THE 26TH DAY**
)
MADAM JUSTICE OHLER) **OF MARCH 2026**

B E T W E E N:



CAISSE DESJARDINS ONTARIO CREDIT UNION INC.

Applicant

- and -

**12905060 CANADA INC., 1000373090 ONTARIO INC.,
14611799 CANADA INC., 14833074 CANADA INC.,
14825641 CANADA INC., 12631521 CANADA INC.,
1000593693 ONTARIO INC. and NELS MOXNESS**

Respondents

ORDER

THIS MOTION made by BDO Canada Limited in its capacity as the Court-appointed as Receiver and Manager (in such capacities, the "**Receiver**"), without security, of all the assets, undertakings, and properties of 12905060 Canada Inc. ("**129**"), 1000373090 Ontario Inc. ("**10003**"), 14611799 Canada Inc. ("**146**"), 14833074 Canada Inc. ("**1483**"), 14825641 Canada Inc. ("**1482**"), 12631521 Canada Inc. ("**126**") and 1000593693 Ontario Inc. ("**10005**") (collectively the "**Debtors**") for an Order, amongst other things, approving the terms of the sale transaction described in the Third Report of the Receiver, dated March 17th 2026 (the "**Second Report**") was heard this day by judicial video conference, ZOOM, at the Courthouse at 45 Main Street, Hamilton, Ontario.

ON READING the Third Report and on hearing the submissions of counsel for the Receiver, no one appearing for any other person on the service list, although served as appears from the Affidavit of Talia Oshana sworn March 19th 2026, filed:

1. **THIS COURT ORDERS** that the time for service of the Receiver's Notice of Motion and Motion Record is hereby abridged and validated so that this motion is properly returnable today and hereby dispenses with further service thereof.
2. **THIS COURT ORDERS** that Nels Moxness and CPM Properties comply with the Appointment Order of Justice Spurgeon dated March 27th, 2025, and the Order of Justice Krawchenko dated July 9th, 2025.
3. **THIS COURT ORDERS** that CPM Properties remit any and all post-appointment rents collected by it which have been demanded by the Receiver and have not been remitted.
4. **THIS COURT ORDERS** that Nels Moxness and CPM Properties pay costs related to the enforcement of their obligations, in the amount of \$1,000.00.
5. **THIS COURT ORDERS** that this Order and all of its provisions are effective as of 12:01 am Easter Standard/Daylight Time on the date of this Order without the need for entry or filing.

Issued and entered electronically by

Local Registrar
45 Main St East
Hamilton, ON
L8N 2B7

"on behalf of Justice Ohler"

CAISSE DESJARDINS ONTARIO CREDIT UNION INC.
Applicant

-and-

12905060 CANADA INC.
Respondents
Court File No.: CV-25-00089291-0000

**ONTARIO
SUPERIOR COURT OF JUSTICE**

PROCEEDING COMMENCED AT
HAMILTON

ORDER

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