



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CV-23-00709488-00CL

DATE: 6 Aug 2024

NO. ON LIST: 7

TITLE OF PROCEEDING: INGRAM MICRO INC. v. MANAGING INFORMATION SYSTEMS 3 INC.

BEFORE: Justice OSBORNE

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info
William Onyeaju	Lawyer for the Applicant, Ingram Micro Inc.	wonyeaju@cassels.com

For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info
Peter Naumis	Representative of the Receiver, BDO Canada	pnaumis@bdo.ca
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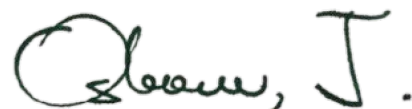
ENDORSEMENT OF JUSTICE OSBORNE:

[1] The Receiver seeks an order:

- a. approving its activities as described in the First Report dated July 31, 2024;
- b. approval of its fees and disbursements and those of its counsel, including the Fee Accrual;

- c. the approval of the interim statement of receipts and disbursements up to July 30, 2024;
- d. the approval and authorization of a distribution of any surplus proceeds to the Canada Revenue Agency on account of its Priority Payable; and
- e. authorizing the termination of this proceeding, and discharging the Receiver and releasing the Receiver, conditional upon the cleanup matters having been performed.

- [2] The Receiver relies upon the First Report. Defined terms in this Endorsement have the meaning given to them in the motion materials unless otherwise stated. The relief sought today is unopposed. The Service List has received the materials. The Debtor (Applicant) is represented today and does not oppose any of the relief sought.
- [3] The relief is granted. The activities of the Receiver are consistent with the mandate given to it in the original appointment order and have been accretive to the maximization of the outcome in this proceeding. The fees and disbursements of the Receiver and its counsel are reasonable, as reflected in the two fee affidavits, and are consistent with an reflective of those activities, having been undertaken and completed.
- [4] The interim statement of receipts and disbursements is reasonable and is approved.
- [5] The distribution to the CRA is appropriate given its Priority Payable and that will exhaust the surplus proceeds available, with the result that the claims of subordinate creditors are regrettably somewhat moot.
- [6] The mandate of the Receiver has largely been completed and will be fulfilled once the cleanup matters are performed with the result that discharge, on the terms proposed, is appropriate.
- [7] Order to go in the form signed by me today which is effective immediately and without the necessity of issuing and entering.

Owen, J.