

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE)
JUSTICE CONWAY)
FRIDAY, THE 27TH
DAY OF MAY, 2022

B E T W E E N:

(Court Seal)

BAO YING CAO and 13364097 CANADA INC.

Applicants

and

XIAODONG YANG and USERS OF SUNRISE TECHNOLOGY

Respondents

ORDER

THIS MOTION, made by BDO Canada Limited, in its capacity as the Court-appointed receiver (in such capacity, the “**Receiver**”), without security, of the Contested Funds (as defined in the Interpleader Order) held by Bao Ying Cao and 13364097 Canada Inc. (the “**Applicants**”), for an Order requiring the Royal Bank of Canada (“**RBC**”) to provide certain information to the Receiver, was heard this day by Zoom judicial video conference.

ON READING the Notice of Motion dated May 20, 2022, the First Report of the Receiver dated May 19, 2022 (the “**First Report**”) and its appendices, and on hearing the submissions of counsel for the Receiver, and the submissions of the lawyer(s) for the parties,

1. **THIS COURT ORDERS** that the time for service 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 thereof.

2. **THIS COURT FURTHER ORDERS** that RBC deliver to the Receiver the names and contact information, including e-mail addresses, of the account holder(s) associated with the transactions identified by the Receiver to RBC on May 26, 2022, within thirty (30) days.

3. **THIS COURT FURTHER ORDERS** that RBC shall provide the Receiver with names and contact information, including e-mail addresses, of the account holder(s) associated with additional transactions, as may be identified by the Receiver in an Affidavit as necessary to identify and contact potentially qualified Claimants who may have claims to the Contested Funds.

4. **THIS COURT FURTHER ORDERS** that paragraph 3 herein shall remain in force for a period of 180 days from the date of this Order, or such other time as this Court may order.

5. **THIS COURT FURTHER ORDERS** that RBC shall be entitled to its reasonable costs incurred, or to be incurred, in producing the information set out herein.



(Signature of Judge)

RCP-E 59A (September 1, 2020)

BAO YING CAO et al.
Applicants

-and- **XIAODONG YANG et al.**
Respondents

Court File No. CV-21-00672880-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

PROCEEDING COMMENCED AT
TORONTO

ORDER

SCARFONE HAWKINS LLP

One James Street South
14th Floor
P.O. Box 926, Depot 1
Hamilton, Ontario
L8N 3P9

Colleen Yamashita (LSO # 51468H)

cyamashita@shlaw.ca

Lauren Grimaldi (LSO # 51468H)

lgrimaldi@shlaw.ca

Tel: 905-523-1333

Lawyers for the Court Appointed Receiver,
BDO Canada Limited

File Number: 21C0752

RCP-F 4C (September 1, 2020)

