

ONTARIO

SUPERIOR COURT OF JUSTICE

COMMERCIAL LIST

THE HONOURABLE MR.

)

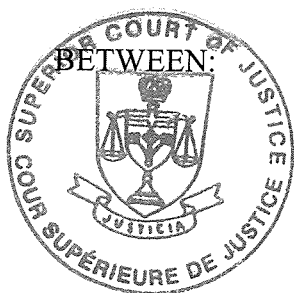
THURSDAY THE 4TH DAY

JUSTICE NEWBOULD

)

OF DECEMBER, 2014

)



BETWEEN:

8527504 CANADA INC.

Applicant

- and -

SUN PAC FOODS LIMITED

Respondent

APPLICATION UNDER Section 243 of the *Bankruptcy and Insolvency Act*, R.S.C 1985, c. B-3, and Section 101 of the *Courts of Justice Act*, R.S.O. 1990, c. C.43.

ORDER

THIS MOTION made by Liquibrands Inc. for the Orders described in its notice of motion dated April 28, 2014, was heard on Friday November 28, 2014 at 330 University Avenue, Toronto, Ontario, with an Endorsement released as of the date hereof.

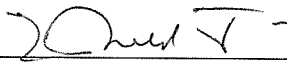
ON READING the Affidavit of Csaba Reider sworn April 3, 2014 and the Exhibits thereto, the Supplementary Affidavit of Csaba Reider sworn April 15, 2014 and the Exhibits thereto, the Responding and Reply Affidavit of Csaba Reider sworn May 15, 2014 and the Exhibits thereto, the Affidavit of Michael Petric sworn June 23, 2014 and the Exhibits thereto,

the Affidavit of Natasha Sharpe sworn April 11, 2014 and the Exhibits thereto, and the Affidavit of Natasha Sharpe sworn May 13, 2014 and the Exhibits thereto, and on hearing the submissions of counsel for the Applicant, Liquibrands, and BDO Canada Limited in its capacity as Court-appointed receiver of the Respondent (the “**Receiver**”),

1. **THIS COURT ORDERS** that Liquibrands’ motion is hereby dismissed.

2. **THIS COURT ORDERS** that the Applicant’s and the Receiver’s costs of this motion, up to and including entry and service of this Order, shall be determined by this Court following receipt of any written submissions of the parties as directed by this Court.

ENTERED IN THE COURT AT TORONTO
ON / LE 4 FEB 2015



8517504 CANADA INC.

Applicant

- and -

SUN PAC FOODS LIMITED

Respondent

Court File No. CV-13-10331-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

Proceedings commenced at TORONTO

ORDER

CHAITONS LLP
5000 Yonge Street, 10th Floor
Toronto, Ontario M2N 7E9

Harvey Chaiton (LSUC #21592F)
Tel: 416-218-1129
Fax: 416-218-1849
E-mail: harvey@chaitons.com

Sam Rappos (LSUC #51399S)
Tel: 416-218-1137
Fax: 416-218-1837
E-mail: samr@chaitons.com

Lawyers for the Applicant