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Oct 24, 2022

COURT FILE NUMBER 2103-02132

COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE EDMONTON

In the Matter of the Receivership of P7 CONSTR

LTD. et al

APPLICANT BUSINESS DEVELOPMENT BANK OF CANADA 4:56 PM

RESPONDENTS P7 CONSTRUCTION LTD., 1619904 ALBERTA LTD.,

HYOUNG JOON YOON aka JASON YOON, SUNG SOO CHOI aka RICHARD CHOI AND EUNG CHANG KIM

FILING PARTY BDO CANADA LIMITED in its capacity as the Court-appointed

Receiver and Manager of P7 CONSTRUCTION LTD. and

1619904 ALBERTA LTD

DOCUMENT ORDER (Accounting and Return of Debtors' Property)

ADDRESS FOR Caron & Partners LLP SERVICE AND 2120, 237 – 4th Avenue SW

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DOCUMENT Attention: R.J. Daniel Gilborn / Lucinda A. Wong

Solicitors for BDO Canada Limited

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File No. 60899-000

DATE ON WHICH ORDER WAS PRONOUNCED: October 24, 2022

LOCATION WHERE ORDER WAS PRONOUNCED: Edmonton, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER: MR. JUSTICE M. J. LEMA

UPON THE APPLICATION filed on October 17, 2022 by **BDO Canada Limited** in its capacity as the Court-appointed receiver and manager (the "**Receiver**") of the undertakings, property and assets of **P7 Construction Ltd.** ("**P7**") and 1619904 Alberta Ltd. (collectively, the "**Debtor**") for an order for return of the Debtor's property taken by Sung Soo Choi (aka Richard Choi), or in the alternative, a declaration that Sung Soo Choi (aka Richard Choi) must appear to show cause why he is not in contempt of the Receivership Order, **UPON HAVING READ** the Application, the Receivership Order dated **May**

21, 2021 (the "Receivership Order"), the Receiver's First Report, the Receiver's Second Report dated October 13, 2022 (the "Second Report"), the Affidavit of Kevin Meyler sworn on October 17, 2022 (the "Meyler Affidavit"), the Affidavit of Service of Krisztina E. Kiss, sworn on October 13, 2022, and the Affidavit of Service of Judy Verrall sworn on October 18, 2022; UPON IT appearing that all interested and affected parties have been served with notice of the Application; UPON HEARING the submissions of counsel for the Receiver, counsel for Sung Soo Choi (aka Richard Choi), counsel for the Business Development Bank of Canada and all other interested parties present;

IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

1. Service of notice of this Application and supporting materials is hereby validated and declared to be good and sufficient, no other person is required to have been served with notice of this application (and the materials in support thereof) and time for service of this Application is abridged to that actually given (to the extent required).

ACCOUNTING AND RETURN OF DEBTOR'S PROPERTY

- 2. The Respondent, Sung Soo Choi (aka Richard Choi) ("**Mr. Choi**"), is hereby ordered: To return to the Receiver the amount of \$10,000.00 taken from the bank account of P7 subsequent to the Receivership Order; and by no later than November 1, 2022.
- 3. In the event that Mr. Choi fails to comply with the foregoing, he is hereby Ordered to appear before this Court at a date and time to be determined by counsel for the Receiver (and subject to the Court's availability) to explain his failure to comply and make submissions as to why he should not be held in civil contempt of this Court.
- 4. Service of this Order on Choi may be effected by email to the electronic address of richardchoi1299@gmail.com and to his legal counsel with delivery receipts requested. Service shall be deemed effective one business day following service by email.

5. Service of this Order on any party not attending the Application, with the exception of Choi, and not on the Service List, is hereby dispensed with.



The Honourable Mr. Justice M. J. Lema Justice of the Court of King's Bench of Alberta