

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE

)

TUESDAY, THE 18<sup>th</sup>

JUSTICE HAINEY

)

DAY OF MAY, 2021

)

BETWEEN:

908593 ONTARIO LIMITED, operating as Eagle Travel  
Plaza by its Court appointed receiver, BDO CANADA LIMITED

Plaintiff

and

ATRADIUS CRÉDITO Y CAUCIÓN S.A. DE SEGUROS Y REASEGUROS

Defendant

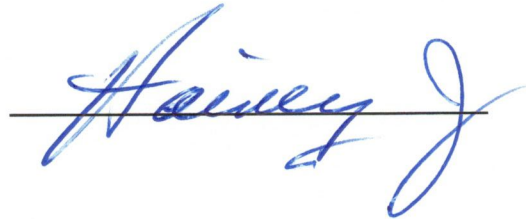
**ORDER**

**THIS MOTION**, made by the plaintiff, 908593 Ontario Limited, operating as Eagle Travel Plaza by its Court appointed receiver, BDO Canada Limited, with the consent of the defendant, for an Order to transfer this action to the Commercial List, was heard this day at 330 University Avenue, Toronto, ON.

**ON READING** the pleadings issued in this proceeding and upon being advised of the consent of the parties,

1. **THIS COURT ORDERS** that this action be transferred to the Commercial List.
2. **THIS COURT ORDERS** that this action shall proceed in accordance with the timetable attached to this order.

3. **THIS COURT ORDERS** that the Plaintiff and its principals are at liberty to assist the Receiver in respect of the action issued against the Defendant Atradius by providing the details of all oral communications and copies of all written communications exchanged as between the Plaintiff and its principals and the Defendant Atradius which relate to the credit risk insurance policy issued by Atradius to the Plaintiff and that such sharing of oral and written communications with the Receiver is not contrary to the sealing provisions of the Anton Piller Order dated September 30, 2019, as amended, nor any of the provisions of the Reference Order dated November 23, 2020 issued by the Honourable Justice Hailey in the proceedings bearing Court File No. CV-19-00628293-00CL.



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Plaintiff

and

ATRADIUS CRÉDITO Y CAUCIÓN S.A. DE SEGUROS Y REASEGUROS

Defendant

**TIMETABLE**

#	Date	Step
1.	June 14, 2021	Delivery of motion materials
2.	July 19, 2021	Receipt of Respondent's responding materials
3.	August 2, 2021	Reply materials, if any
4.	By September 13, 2021	Cross examinations on Affidavit materials
5.	October 8, 2021	Filing of Applicant's Factum and Brief of Authorities
6.	October 22, 2021	Filing of Respondent's Factum and Brief of Authorities
7.	October 29, 2021	Filing of Reply Factum and Supplementary Brief of Authorities, if any
8.	November 22, 2021	Full day hearing before Justice Hailey commencing at 10:00 a.m.

908593 ONTARIO LIMITED, operating as Eagle Travel, by its -and-  
Court-appointed receiver, BDO CANADA LIMITED

Plaintiff

ATRADIUS CRÉDITO Y CAUCIÓN S.A. DE SEGUROS Y  
REASEGUROS

Defendant

Court File No. CV-20-20636661-0000

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

Proceedings commenced at Toronto

**ORDER**

**AIRD & BERLIS LLP**  
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by its Court appointed receiver, BDO Canada Limited