

COURT OF APPEAL FOR ONTARIO

B E T W E E N

CONSTANTINE ENTERPRISES INC.

Applicant

– and –

MIZRAHI (128 HAZELTON) INC. and
MIZRAHI 128 HAZELTON RETAIL INC.

Respondents

APPELLANT'S CERTIFICATE RESPECTING EVIDENCE

The Appellant, David Berry, certify that the following evidence is required for the Appeal in the Appellants' opinion:

1. All motion materials served and filed by the Receiver and David Berry, and before Justice Osborne on the motion heard on February 21, 2025.

Date: May 26, 2025

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CONSTANTINE ENTERPRISES INC. -and- MIZRAHI (128 HAZELTON) INC., ET AL

Applicant (Respondent on Appeal)

Respondents (Appellants)

ONTARIO COURT OF APPEAL

Proceeding commenced at TORONTO

**APPELLANT'S CERTIFICATE RESPECTING
EVIDENCE**

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