

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE	)	THURSDAY, THE 20 <sup>TH</sup>
	)	
JUSTICE CAVANAGH	)	DAY OF FEBRUARY, 2025

**GENESIS MORTGAGE INVESTMENT CORP.**

Applicant

- and -

**1776411 ONTARIO LTD. AND 1333 WEBER STREET KITCHENER LP**

Respondents

**ORDER  
(AVO Amendment Order)**

**THIS MOTION** made by GFD 1333W Limited Partnership (“**GFD LP**”) for an Order, among other things, amending paragraph 8 of the Approval and Vesting Order granted by this Court in these proceedings on October 8, 2024 (the “**AVO**”) was heard this day via Zoom videoconference.

**ON READING** the Motion Record of GFD LP, including the affidavits of Michael Yeung sworn January 16, 2025 and February 11, 2025 and the Exhibits thereto, and on hearing the submissions of counsel for GFD LP and such other parties listed on the Participant Information Form, no one else appearing although duly served as appears from the affidavit of service,

**SERVICE**

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion, the Motion Record, and the Affidavits of Michael Yeung is hereby abridged and validated and this Motion is properly returnable today and hereby dispenses with further service or notice thereof.

## **DEFINITIONS**

2. **THIS COURT ORDERS** that capitalized terms used but not otherwise defined herein have the meanings ascribed in the AVO.

## **AMENDMENT OF AVO**

3. **THIS COURT ORDERS** that paragraph 8 of the AVO is hereby amended to delete the words “within 120 days of the closing of the Transaction” and to insert in their place “by no later than June 30, 2025”, such that the Assignee shall be required to provide the contemplated notice to the Receiver by no later than June 30, 2025.

## **MISCELLANEOUS**

4. **THIS COURT ORDERS** that this Order is effective as of 12:01 a.m. as of the date that it is made and is enforceable without the need for entry and filing.

5. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States to give effect to this Order and to assist the Receiver and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Receiver, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Receiver and its agents in carrying out the terms of this Order.

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**IN THE MATTER OF AN APPLICATION UNDER SUBSECTION 243(1) OF THE *BANKRUPTCY AND INSOLVENCY ACT*, R.S.C. 1985, c. B-3, AS AMENDED, AND SECTION 101 OF THE *COURTS OF JUSTICE ACT*, R.S.O. 1990, c. C.43, AS AMENDED**

**GENESIS MORTGAGE INVESTMENT and 1776411 ONTARIO LTD. AND 1333 WEBER STREET KITCHENER LP  
CORP.**

Applicant

Respondents

Court File No.: CV-23-00706813-00CL

***ONTARIO***  
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Proceedings commenced in Toronto

**ORDER**  
**(AVO Amendment Order)**

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