

Court File Nos. CV-19-00630908-00CL  
CV-20-00636754-00CL

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE  
JUSTICE DIETRICH

MONDAY, THE 28TH  
DAY OF JUNE, 2021

**B E T W E E N:**

ERNST & YOUNG INC., in its capacity as Court-Appointed Monitor of Bondfield Construction  
Company Limited

Applicant

- and -

JOHN AQUINO, MARCO CARUSO, GIUSEPPE ANASTASIO a.k.a. JOE ANA, LUCIA COCCIA  
a.k.a. LUCIA CANDERLE, THE ESTATE OF MICHAEL SOLANO, GIOVANNI ANTHONY  
SIRACUSA a.k.a. JOHN SIRACUSA, 2483251 ONTARIO CORP. a.k.a. CLEARWAY HAULAGE,  
2420595 ONTARIO LTD. a.k.a. STRADA HAULAGE, 2304288 ONTARIO INC., 2466601 ONTARIO  
INC. a.k.a. MMC CONTRACTING, 2420570 ONTARIO LTD. a.k.a. MTEC CONSTRUCTION, TIME  
PASSION, INC. and RCO GENERAL CONTRACTING LTD.

Respondents

- and -

KSV RESTRUCTURING INC. in its capacity as Trustee-in-Bankruptcy of 1033803 ONTARIO  
INC. and 1087507 ONTARIO LIMITED

Applicant

- and -

JOHN AQUINO, MARCO CARUSO, GIUSEPPE ANASTASIO a.k.a. JOE ANNA, THE  
ESTATE OF MICHAEL SOLANO, LUCIA COCCIA a.k.a. LUCIA CANDERLE, ~~DOMINIC  
DIPEDE~~, 2483251 ONTARIO CORP. a.k.a. CLEARWAY HAULAGE, MMC GENERAL  
CONTRACTING, MTEC CONSTRUCTION, STRADA HAULAGE, 2104664 ONTARIO  
INC., and 2304288 ONTARIO INC.

Respondents

**ORDER**

FURTHER TO the reasons for decision issued in these matters on March 19, 2021 and on hearing the submissions of counsel for the Trustee and such other counsel as were present, and noting the consent of all parties:

1. THIS COURT ORDERS that the costs submissions will proceed in writing.
2. THIS COURT ORDERS that the parties may make submissions in accordance with the following schedule:
  - (a) The applicants may each deliver submissions of no longer than 10 pages (excluding bills of costs) no later than July 19, 2021;
  - (b) The respondents may each deliver responding submissions of no longer than 10 pages (excluding bills of costs) no later than August 11, 2021; and
  - (c) The applicants may each deliver reply submissions of no longer than 5 pages (excluding bills of costs) no later than August 18, 2021.

  
DIETRICH J.

KSV RESTRUCTURING INC. in its capacity as v. JOHN AQUINO et. al.  
Trustee-in-Bankruptcy of 1033803 ONTARIO  
INC. and 1087507 ONTARIO LIMITED

Applicant

Respondents

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**  
**COMMERCIAL LIST**  
Proceeding commenced at TORONTO

**ORDER**

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Lawyers for the Applicant