

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

THE HONOURABLE

)

THURSDAY, THE 13TH

JUSTICE *DUNPHY*

)

DAY OF DECEMBER, 2018

)

BETWEEN

BRIDGING FINANCE INC., as agent for
2665405 ONTARIO INC.

Applicant

- and -

1033803 ONTARIO INC. and 1087507 ONTARIO LIMITED

Respondents

IN THE MATTER OF AN APPLICATION UNDER SECTION 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

First and A/D
ORDER
(Approval of ~~Second~~ Report)

THIS MOTION, made by KSV Kofman Inc. ("KSV"), in its capacity as the Court-appointed receiver and manager (KSV, in such capacity, the "**Receiver**") of: (i) all of the assets, undertakings and properties of 1033803 Ontario Inc. (operating as Forma-Con Construction and Forma Finishing) and 1087507 Ontario Limited; (ii) certain assets of Bondfield Construction Company Limited and Bondfield Construction Equipment Ltd; and (iii) the real property known municipally as 131 Saramia Crescent, Vaughan, Ontario, for an order approving the Second Report of the Receiver dated December 10, 2018 (the "**Second Report**"); and (vi) certain related relief, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Notice of Motion and Motion Record, each dated December 10, 2018, filed, and the Second Report, filed, and on hearing the submissions of counsel for the Receiver and Bridging Finance Inc., and such other counsel appearing on the counsel slip, no one else appearing although properly served as appears from the affidavit of service of Adam Slavens sworn December 11, 2018, filed, the affidavit of service of Cathy Pellegrini sworn December 12, 2018, filed, and the affidavit of service of Siva Sivaperuman sworn December 12, 2018, filed:

SERVICE

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof. *AD*

APPROVAL OF SECOND REPORT

FIRST AND

First Report dated December 7, 2018 and the

AD

2. **THIS COURT ORDERS** that the Second Report be and is hereby approved, and the actions and activities of the Receiver described therein be and they are hereby approved; *provided, however, that only the Receiver, in its personal capacity and only with GENERAL respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.* *AD*

3. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada, the United States, or any other jurisdiction, to give effect to this Order and to assist the Receiver and its agents and advisors 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 and advisors in carrying out the terms of this Order.

S. F. Dunphy J.

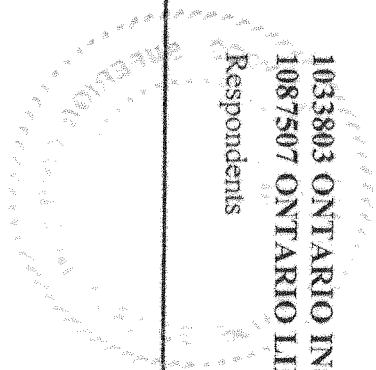
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DEC 13 2018

PER / PAR: *[Signature]*

BRIDGING FINANCE INC.,
as agent for **2665405 ONTARIO INC.**
Applicant

1033803 ONTARIO INC. and
1087507 ONTARIO LIMITED
Respondents



Court File No. CV-18-608978-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

Proceedings commenced in Toronto

**ORDER
(Approval of Second Report)**

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in its capacity as Court-appointed
Receiver