



SUPERIOR COURT OF JUSTICE
COUNSEL SLIP

COURT FILE

NO.: CV-22-00673521-00CL

DATE: August 22, 2022

NO. ON LIST 5

TITLE OF
PROCEEDING

ONTARIO SECURITIES COMMISSION v. GO-TO DEVELOPMENTS
HOLDINGS LIMITED et al

BEFORE MADAM JUSTICE CONWAY

COUNSEL FOR: Ontario Securities Commission

- ☐ PLAINTIFF(S)
☒ APPLICANT(S) (Not in Attendance)
☐ PETITIONER(S)

NAME HOULT, Erin
STAPLETON, Braden
FAX N/A
EMAIL ehoult@osc.gov.on.ca
bstapleton@osc.gov.on.ca

COUNSEL FOR:

- ☐ DEFENDANT(S)
☒ RESPONDENT(S)

NAME FAHEIM, Monica
FAX N/A
EMAIL mfاهيم@millerthomson.com
[om](#)

OTHERS:

NEMERS, Jeremy | AVERSA, Ian | DOLNY, Tamie
Counsel for Receiver and Manager
E: jnemers@airdberlis.com, iaversa@airdberlis.com &
tdolny@airdberlis.com

SCALZI, Carmine
Counsel for Imperio SA Holdings Inc., Gabriele Fischer,
Baltazar De Jesus Pina Patuleia Figueiras
E: cscalzi@scalzilaw.com

ARMAN, Varoujan
Counsel for HK United Construction Ltd.
E: varman@blaney.com

KOUR, Sharon
Counsel for Joanna Natasha Goh, Melissa Fung-Yee Loh,
Yin Fun Ng Chik and 2347616 Ontario Inc.
E: skour@reconllp.com

YEHIA, Rich
Counsel for Trisura Guarantee Insurance Company
E: ryehia@blg.com

JUDICIAL NOTES:

Conway J. Endorsement

The Receiver seeks orders with respect to the Stoney Creek and Major Mackenzie properties, as well as certain other ancillary orders. The orders are unopposed.

For the Stoney Creek property, the Receiver seeks an approval and vesting order (AVO). For the Major Mackenzie property, the Receiver seeks approval of a stalking horse bid, with a process to see if a superior bid can be obtained.

I am satisfied from the Receiver's Fifth Report that the *Soundair* principles have been met in both cases and that the orders for both properties should be granted.

I am also satisfied that the other ancillary relief should be granted, including the production order with respect to non-privileged information, and the sealing order for the confidential appendices (on the terms set out in the ancillary order). The *Sierra Club/Sherman Estates* test for sealing has been met. **Counsel for the Receiver is directed to file a hard copy of the confidential appendices with the court in a sealed envelope with a copy of this endorsement and the signed orders.**

The request for approval of the Receiver's fees and disbursements has been adjourned to a hearing **before me on September 13, 2022 at 10:30 a.m. for 15 minutes (confirmed with the CL office)** to give stakeholders a longer period to review the fees and disbursements.

Orders to go as signed by me and attached to this endorsement. These orders are effective from today's date and are enforceable without the need for entry and filing.

