



SUPERIOR COURT OF JUSTICE

COUNSEL SLIP/ENDORSEMENT

COURT FILE NO.: BK-31-2747949 DATE: 22 December 2022

NO. ON LIST: 2

TITLE OF PROCEEDING: IN THE MATTER OF THE BANKRUPTCY OF GROSS
CAPITAL INC.

BEFORE JUSTICE: MADAM JUSTICE KIMMEL

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party, Crown:

Name of Person Appearing	Name of Party	Contact Info
Allan Fogul		allan@fogul.ca

For Defendant, Respondent, Responding Party, Defence:

Name of Person Appearing	Name of Party	Contact Info
Evan Cobb	receiver	Evan.cobb@nortonrosefulbright.com
Aryo Shalviri	receiver	Aryo.shalviri@blakes.com

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info

ENDORSEMENT OF JUSTICE KIMMEL:

1. Mr. Fogul represents the plaintiffs in two civil actions (Yi Jin and Awei Liu in one action and Yuchuan Shao, Sanlin Shao, Jun Xing and Jianzhong Xing in the other action) who seek to lift the stay of proceedings in respect of various companies who are named as defendants in those actions and are in bankruptcy or receivership. Gross Capital Inc. is a common defendant in both actions. There is a stay of proceedings in each of the following bankruptcy/receivership matters that these moving plaintiffs will be asking be lifted:

31-27447949 – Bankruptcy of Gross Capital Inc. (this proceeding)

31-2810419 – Bankruptcy of Sheldon Gross Limited

31-2842640 – Bankruptcy of 100 Colborne Holdings Inc.

31-2842641 – Bankruptcy of 240 Old Penetanguish Holdings Inc.

32-2842635 – Bankruptcy of 2478658 Ontario Ltd.

CV-21-00664273-00CL – Receivership of Southmount Healthcare Centre Inc. et al.

CV-21-00656098-00CL – Receivership of 249 Ontario Street Holdings Inc. et al.

CV-21-00665375-00CL – Receivership of Victoria Avenue North Holdings Inc. et al.

2. The bankruptcy of Gross Capital Inc. was selected by the plaintiffs as the ‘representative’ estate for the purposes of filing the motion, as it is common between the two civil actions.
3. The motions will be the same in all of these eight proceedings. They will be heard concurrently and have been scheduled for one hour on February 8, 2023.
4. Counsel shall agree upon a timetable for all pre-hearing steps for the lift stay motion(s) such that all materials shall have been served, filed and uploaded onto CaseLines at least one week prior to the February 8, 2023 hearing date.

A handwritten signature in black ink, appearing to read "Kimmel J.", with a stylized, cursive script.

KIMMEL J.