



ONTARIO SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)

**COUNSEL/ENDORSEMENT SLIP**

COURT FILE NO.: CV-25-00743761-00CL

DATE: Jan 15, 2026

NO. ON LIST: 03

**TITLE OF PROCEEDING: KSV RESTRUCTURING INC. IN ITS CAPACITY AS COURT-APPOINTED RECEIVER AND MANAGER OF PRODUCTIVITY MEDIA INC. AND PRODUCTIVITY MEDIA INCOME FUND I LP, AND NOT IN ITS PERSONAL CAPACITY v. MNP LLP**

BEFORE: JUSTICE JESSICA KIMMEL

**PARTICIPANT INFORMATION**

**For Plaintiff, Applicant, Moving Party:**

Name of Person Appearing	Name of Party	Contact Info
Dan Rosenbluth	KSV Restructuring Inc.	Daniel.rosenbluth@paliareroland.com
Jeff Larry		Jeff.larry@paliareroland.com
Grace Bryson		Grace.bryson@paliareroland.com
Bobby Kofman	Receiver: KSV	Bkofman@ksvadvisory.com

**For Defendant, Respondent, Responding Party:**

Name of Person Appearing	Name of Party	Contact Info
Nadia Campion	Proposed Defendant: Apex Fund Services (Canada) Ltd	Ncampion@lolg.ca
Amethyst Haighton		Ahaighton@lolg.ca
Ken Dekker	MNP LLP	Kdekker@agmlawyers.com

**For Other, Self-Represented:**

Name of Person Appearing	Name of Party	Contact Info
Justin Necpal	Non-Party; John Hills	Justin@necpal.com,

David Levangie	Non-party: Estate of William Santor	Dlevangie@foglers.com
Chris Hunter	Non-Party: Andrew Chang-Sang	Ckhunter@torys.com

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### **ENDORSEMENT OF JUSTICE JESSICA KIMMELC**

- [1] Order to go in the form signed by me today granting leave to the plaintiff to amend its Statement of Claim.
- [2] Any party who wishes to make a demand for particulars or request to inspect documents in respect of the amendments to the Statement of Claim shall do so by January 23, 2026 and the plaintiff will respond in a timely manner.
- [3] Statements of Defence (including any cross-claims or counterclaims) in response to the Amended Statement of Claim, shall be delivered by March 12, 2026. Defendants who wish to make Third Party Claims shall deliver those by March 23, 2026. Counsel for the intended third party, Mr. Chang-Sang shall be provided with a copy of any Third Party Claims against him, although it is expected that he will insist on proper service upon him in Spain pursuant to the *Hague Convention*.
- [4] Defences (including any cross-claims or counterclaims) and any Fourth Party Claims shall be delivered by the Third parties by May 18, 2026 (or, in the case of Mr. Chang-Sang, within one week of him being served in accordance with the *Hague Convention*).
- [5] Any remaining pleadings following from these Third (and any Fourth) Party Claims shall be delivered in accordance with the *Rules of Civil Procedure*.
- [6] In the meantime, the plaintiff will advise the other parties by next week of:
  - a. the date by which it proposes to deliver its draft discovery plan; and
  - b. the date by which it intends to produce its initial tranche of productions, which it has agreed to do in advance of the close of pleadings and in advance of the delivery of a formal affidavit of documents, on the understanding that the delivery of these productions will not be relied upon by the defendants or third parties as a basis for delaying the delivery of their remaining pleadings.
- [7] A further case conference has been scheduled in this matter on May 25, 2026 for 90 minutes commencing at 10:00 a.m. by zoom.
- [8] It is expected that by the next case conference, the parties will be much further advanced in their discussions about the discovery plan and will have only a focused list of issues about which they may still require assistance from the court regarding the timetabling and conduct of the documentary and oral examinations for discovery. The request for the court to schedule a motion for security for costs and any other issues that arise over the course of the intervening months may also be raised at this case conference for the court's consideration and directions, if time permits.

[9] Aide Memoires for the May 25, 2026 case conference (maximum 5 pages double spaced) shall be served and filed by no later than May 20, 2026. Counsel are responsible for ensuring that the material for this case conference has been uploaded into the appropriate hearing bundle in case center by no later than 2:30 p.m. on May 22, 2026.

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

Date: Jan 15, 2026

**JESSICA KIMMEL**