

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE

MONDAY, THE 9th

JUSTICE HAINEY

DAY OF NOVEMBER, 2020

BETWEEN:

ECN FINANCIAL INC.

Applicant

- and -

**2345760 ONTARIO INC., RANDO DRUGS LTD., 2275518 ONTARIO INC., FAMILY HEALTH
PHARMACY WEST INC. formerly known as M. BLACHER DRUGS LTD., 2501380
ONTARIO INC., 2527218 ONTARIO INC., DUMOPHARM INC., 2527475 ONTARIO INC. and
GRACE DIENA**

Respondents

**ORDER
(Fee Approval)**

THIS MOTION, made by KSV Restructuring Inc. ("**KSV**") in its capacity as the Court-appointed receiver (in such capacity, the "**Receiver**") of the property, assets and undertaking of Rando Drugs Ltd. and the other Respondents listed above for an order, among other things

- a) approving the fees and disbursements of the Receiver and Goldman Sloan Nash & Haber LLP ("**GSNH**") as set out in the affidavits of Mitch Vininsky sworn September 23, 2020 (the "**Vininsky Affidavit**") and Jennifer Stam sworn September 23, 2020 (the "**Stam Affidavit**" and together with the Vininsky Affidavit, the "**Fee Affidavits**") as attached to the Fourth Report of the Receiver dated September 23, 2020 (the "**Fourth Report**"), and
- b) approving the Receiver's activities as described in the Fourth Report;

was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Receiver's Motion Record, including the Notice of Motion, the Fourth Report, and on hearing the submissions of counsel for the Receiver and those other parties present no one appearing for any other person on the service list, although properly served as appears from the Affidavit of Service of Gianni Bianchi sworn and filed on September 24, 2020:



NOTICE AND SERVICE

1. **THIS COURT ORDERS** that the time for service of the Motion Record in respect of this motion and the Fourth Report is hereby abridged and validated so that the motion is properly returnable today, and that further service thereof is hereby dispensed with.

FEE APPROVAL


2. **THIS COURT ORDERS** that the fees and disbursements of the Receiver and its counsel as set out in the Fee Affidavits be and are hereby approved.

APPROVAL OF RECEIVER'S REPORT AND ACTIVITIES

3. **THIS COURT ORDERS** that the Fourth Report and the activities and conduct of the Receiver described therein be and are hereby approved; provided, however, that only the Receiver, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approvals


MISCELLANEOUS

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



ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO:

NOV 09 2020

PER / PAR: 

ECN FINANCIAL INC. and 2345760 ONTARIO INC., et al.
Applicant Respondents

Court File No.: CV-19-632106-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

Proceeding commenced at TORONTO

**ORDER
(Fee Approval)**

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