

CITATION: Urbancorp Toronto Management Inc., 2022 ONSC 6459  
COURT FILE NO.: CV-16-11389-00CL  
DATE: 2022-11-16

**SUPERIOR COURT OF JUSTICE - ONTARIO**

**RE: IN THE MATTER OF THE COMPANIES' CREDITORS  
ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED**

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR  
ARRANGEMENT OF URBANCORP TORONTO  
MANAGEMENT INC., URBANCORP (ST. CLAIR  
VILLAGE) INC., URBANCORP (PATRICIA) INC.,  
URBANCORP (MALLOW) INC., URBANCORP  
(LAWRENCE) INC., URBANCORP DOWNSVIEW PARK  
DEVELOPMENT INC., URBANCORP (952 QUEEN WEST)  
INC., KING RESIDENTIAL INC., URBANCORP 60 ST.  
CLAIR INC., HIGH RES. INC., BRIDGE ON KING INC.  
(Collectively the "Applicants")**

**BEFORE:** Chief Justice G.B. Morawetz

**COUNSEL:** *Robin Schwill*, for KSV Kofman Inc., as Monitor

*Neil Rabinovitch*, for Adv. Guy Gissin as Court-appointed Israeli Functionary

*Niklas Holmberg and Matthew Gottlieb*, for Mattamy (Downsview) Limited

**HEARD:** November 16, 2022

**ENDORSEMENT**

[1] The Mattamy Application to set aside the decision of Arbitrator Frank Newbould, K.C. is scheduled to be heard on December 2, 2022.

[2] An issue has arisen with respect to whether the Monitor can submit evidence by way of Report or by way of Affidavit. This issue has to be addressed prior to the hearing of the Application.

[3] The December 2, 2022 hearing date is to be vacated.

[4] Mattamy is to bring its motion to address the evidentiary issue on a date to be set by the Commercial List Office.

[5] The parties can attend before McEwen J. to set a new date for the hearing of the Application. I am no longer seized of the Mattamy Application.



---

Chief Justice G.B. Morawetz

**Date:** November 16, 2022