



SUPERIOR COURT OF JUSTICE

COUNSEL SLIP/ENDORSEMENT

COURT FILE NO.: BK-21-02734090-0031 DATE: 21 December 2022

NO. ON LIST: 2

TITLE OF PROCEEDING: YSL RESIDENCES INC., et al

BEFORE JUSTICE: MADAM JUSTICE KIMMEL

**PARTICIPANT INFORMATION**

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

Name of Person Appearing	Name of Party	Contact Info
MATTHEW MILNE-SMITH <i>(counsel)</i>	KSV Restructuring Inc. <i>(Trustee)</i>	Mmilne-smith@dwpv.com

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

Name of Person Appearing	Name of Party	Contact Info
HARRY FOGUL <i>(counsel)</i>	YSL Limited Partnership, YG Limited Partner, YSL Residences Inc. <i>(Debtor)</i>	hfogul@airdberlis.com

**For Other, Self-Represented:**

Name of Person Appearing	Name of Party	Contact Info
ALEXANDER SOUTTER <i>(counsel)</i>	Limited Partners	asouter@tgf.ca
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MARK DUNN <i>(counsel)</i>	Maria Athanasoulis	mdunn@goodmans.ca
SHAUN LAUBMAN <i>(counsel)</i>	Limited Partners, 2504670 Canada Inc., 8451761 Canada Inc., and Chi Long Inc.	slaubman@lolg.ca

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**ENDORSEMENT OF JUSTICE KIMMEL:**

1. My November 1, 2022 endorsement in this matter contemplated that there would be a procedure put in place by the Proposal Trustee to finally determine the claim filed by Maria Athanasoulis. The parties with an economic interest in this determination, Ms. Athanasoulis and the Limited Partners, do not agree on the procedure, nor have they accepted the compromise procedure that the Proposal Trustee has suggested.
2. The Proposal Trustee thus seeks to schedule a motion for directions from the court in respect of the proposed procedure that it suggests, in the context of which the interested stakeholders will be given the opportunity to put forward their respective positions.
3. The parties agree that a half-day will be sufficient time for this motion and it has been scheduled to be heard on January 16, 2023.
4. The parties who are participating in this motion shall work out a timetable for the exchange of all materials to be relied upon for this motion. That schedule shall ensure that all materials have been served, filed and uploaded onto CaseLines by no later than noon on Friday January 13, 2023.

A handwritten signature in black ink that reads "Kimmel J." with a stylized, cursive font.

KIMMEL J.