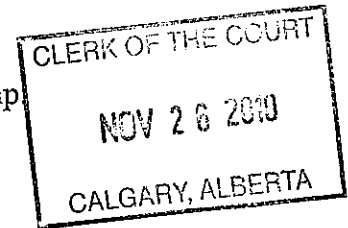


**Form 49**  
[Rule 13.20]

Clerk's stamp



COURT FILE NUMBER: 1001-03215

COURT OF QUEEN'S BENCH OF  
ALBERTA

JUDICIAL CENTRE OF CALGARY

PLAINTIFF: FIRST CALGARY SAVINGS & CREDIT UNION  
LTD.

DEFENDANTS: PERERA SHAWNEE LTD., PERERA  
DEVELOPMENT CORPORATION, DON L.  
PERERA and SHIRANIE M. PERERA

PLAINTIFFS BY COUNTERCLAIM PERERA SHAWNEE LTD., DON L. PERERA and  
SHIRANIE M. PERERA

DEFENDANTS BY COUNTERCLAIM FIRST CALGARY SAVINGS & CREDIT UNION  
LTD. and DELOITTE & TOUCHE LLP

DOCUMENT: AFFIDAVIT OF SERVICE

**OSLER, HOSKIN & HARCOURT LLP**

Barristers & Solicitors

Suite 2500, 450 – 1st Street SW

Calgary, AB T2P 5H1

Solicitor: Christa Nicholson

Telephone: (403) 260-7025

Facsimile: (403) 260-7024

File Number: 1121689

**Affidavit of Maureen Pohl**

**Sworn on November 26, 2010**

I, Maureen Pohl, of Calgary, Alberta, Legal Assisant, MAKE OATH AND SAY THAT:

1. I am a legal assistant with the law firm of Osler, Hoskin & Harcourt LLP (“**Osler**”), and as such, I have personal knowledge of the matters hereinafter deposed to except where stated to be based on information and belief, in which case I believe such information to be true.

## **EMAIL SERVICE**

2. Attached hereto and marked **Exhibit A** are copies of the following documents:
  - (a) Application filed November 24, 2010 (the “**Application**”); and
  - (b) Tenth Report of the Receiver filed November 24, 2010;(collectively, the “**Service Documents**”).
3. On Wednesday, November 24, 2010 at 1:22 p.m. I sent an email, a copy of which is attached hereto and marked **Exhibit B**, to the addressees shown on the attached email, which attached PDF copies of the Service Documents (the “**Service Email**”).
4. On Wednesday, November 24, 2010 at 5:39 pm, I received an email, a copy of which is attached hereto and marked as **Exhibit C**, advising that the email to [astyles@coastappliances.com](mailto:astyles@coastappliances.com) was not delivered due to a typographical error in the email address. On Thursday, November 25, 2010 at 9:09 am, I sent an email, a copy of which is attached hereto and marked **Exhibit D**, to the correct address shown on the attached email, which attached PDF copies of the Service Documents.
5. On Thursday, November 25, 2010, I was advised by Morgan Fowler, a lawyer with Osler, that MaryAnne Billingham would accept service of documents in these proceedings on behalf of Inland Pipe, A Division of Lehigh Hanson Materials Ltd. At 11:50 am, I sent an email, a copy of which is attached hereto and marked **Exhibit E**, to MaryAnne Billingham to the address shown on the attached email, which attached PDF copies of the Service Documents.
6. I received “out of office” messages (collectively, the “**Out of Office Messages**”) in response to the Service Email from the following email addresses:

- (a) [jlebo@mross.com](mailto:jlebo@mross.com)
- (b) [dallison@tinglemerrett.com](mailto:dallison@tinglemerrett.com)
- (c) [rlokhurst@mcleod-law.com](mailto:rlokhurst@mcleod-law.com)
- (d) [astyles@coastappliances.com](mailto:astyles@coastappliances.com).

7. Copies of the Out of Office Messages are attached hereto and marked **Exhibit F**.

#### **FAX SERVICE**

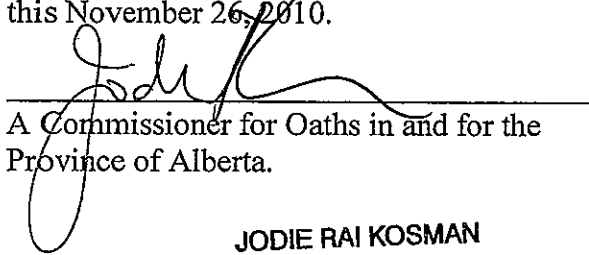
- 8. On Wednesday, November 24, 2010 at 1:56 pm I sent the Service Documents to Precision Aluminum Manufacturing Ltd. by fax to the fax number shown on the fax confirmation sheet attached hereto and marked as **Exhibit G**.
- 9. On Wednesday, November 24, 2010 at 2:02 pm I sent the Service Documents to Servus Credit Union Ltd. by fax to the fax number shown on the fax confirmation sheet attached hereto and marked as **Exhibit H**.
- 10. On Wednesday, November 24, 2010 at 2:06 pm I sent the Service Documents to Workers' Compensation Board. by fax to the fax number shown on the fax confirmation sheet attached hereto and marked as **Exhibit I**.
- 11. On Wednesday, November 24, 2010 at 2:12 pm I sent the Service Documents to Canadian Western Bank by fax to the fax number shown on the fax confirmation sheet attached hereto and marked as **Exhibit J**.

#### **COURIER SERVICE**

- 12. On Wednesday, November 24, I sent the Service Documents by courier (collectively, the "**Courier Service Packages**") to all of the persons on the Service List who had not received (either directly or through service on their counsel) the Service Documents either by email or fax as described above.
- 13. Copies of the records showing the time of delivery of the Courier Service Packages are attached hereto and marked **Exhibit K**. All of the Courier Service Packages were delivered to the recipients of those packages on or before November 26, 2010.

14. I am advised by Morgan Fowler and do verily believe that the Service Documents have been delivered, either by email, fax or the Courier Service Packages, as described above, to every person who had (as of November 24, 2010) registered an encumbrance with respect to Condominium Plan No. 0915321.
15. I make this affidavit in support of the Application filed by Deloitte & Touche Inc. in this Action on November 24, 2010.

SWORN BEFORE ME at  
Calgary, Alberta,  
this November 26, 2010.

  
A Commissioner for Oaths in and for the  
Province of Alberta.

JODIE RAI KOSMAN  
My Commission Expires  
June 3, 2013

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Maureen Pohl