

PEOPLES TRUST COMPANY

and

ROSE OF SHARON (ONTARIO) RETIREMENT COMMUNITY

Applicant

Mar 6/15

Respondent

March 6/15

*L. Przeginski for the Receiver
C. Prophet for Peoples Trust
J. Mactellan for Tsurua*

All parties have been served and no objections received. In particular, based on an affidavit of service of Mr. Golden sworn today, Unimac, located at 238 3431 Adam Ave. were served through their counsel and/or by direct delivery. It is understood that the effect of ^{the} order in respect of the settlement described herein by virtue of the dismissal of the her action is that no construction her claims remain that have priority over the Peoples mortgage.

In particular, based on the advice of counsel for the Receiver set out in ~~Appendix~~ Appendix "1" to the Receiver's Seventh Report, I am satisfied that the settlement is ^{commercially} reasonable in the circumstances.

Order to go on the forms attached granting (1) the relief sought in the Motion filed and in Form V. (2) a dismissal of the Receiver's action against Tsurua Guarantee Insurance Company as contemplated by the settlement.

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceeding Commenced at TORONTO

RECEIVER'S MOTION RECORD
VOLUME I OF IV
(RETURNABLE MARCH 6, 2015)

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Lawyers for Deloitte Restructuring Inc., in its capacity as court appointed receiver and manager of Rose of Sharon (Ontario) Retirement Community