

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

THE HONOURABLE

JUSTICE *CONWAY*

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THURS DAY, the *19th*

DAY OF MAY, 2016.

**IN THE MATTER OF Section 101 of the *Courts of Justice Act*, R.S.O. 1990 c.C-43,
as amended and Section 47(1) of the *Bankruptcy and Insolvency Act* (Canada)**

HSBC BANK CANADA

Applicant

– and –

FREIGHTCAN GLOBAL INC.

Respondent

ORDER

THIS MOTION, brought by Deloitte Restructuring Inc. (“**Deloitte**”), in its capacity as Court-appointed receiver (the “**Receiver**”) over the assets, undertakings and properties of Freightcan Global Inc. (“**Freightcan**”) in the within proceedings, for the relief set out in the Amended Notice of Motion, dated February 2, 2016, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Motion Record, the Reply Motion Record, the Amended Notice of Motion, the Special Report of the Receiver, the Supplemental Report of the Receiver, the Second Supplemental Report of the Receiver, the Factum of the Receiver and the Book of Authorities of the Receiver, filed, and on hearing the submissions of counsel for the Receiver, no one else appearing for any other person on the service list, although duly served as appears from the affidavits of service of Bobbie-Jo Brinkman, dated February 5, 2016, Andrea McEwan, dated

March 29, 2016, Denise Berton, dated May 11, 2016 and May 16, 2016, and Rachel Bengino, dated May 11, 2016, filed;

1. **THIS COURT DECLARES** that 2335898 Ontario Inc. and Padmini Prasad are in breach of the Order of the Ontario Superior Court of Justice, effective 11:59 p.m. August 17, 2015, appointing Deloitte as Receiver of Freightcan.

2. **THIS COURT ORDERS** that 2335898 Ontario Inc. pay to the Receiver the sum of \$13,178.81, together with pre-judgment and post-judgment interest in accordance with the *Courts of Justice Act*, R.S.O. 1990 c. C.43.

3. **THIS COURT ORDERS** that the Receiver will have its costs of this motion up to and including entry and service of this Order on a ^{be partial} substantial indemnity basis. *in the amount of \$10,000, all inclusive. be*

Conway

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

MAY 19 2016

PER / PAR: *[Signature]*

IN THE MATTER OF Section 101 of the *Courts of Justice Act*, R.S.O. 1990 c.C-43, as amended and Section 47(1) of the
Bankruptcy and Insolvency Act (Canada)

HSBC BANK CANADA

and
Applicant

FREIGHTCAN GLOBAL INC.

Respondent

Court File No.: CV-15-10828-00CL

ONTARIO

SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceedings commenced at Toronto

ORDER

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in its capacity as Court-appointed Receiver