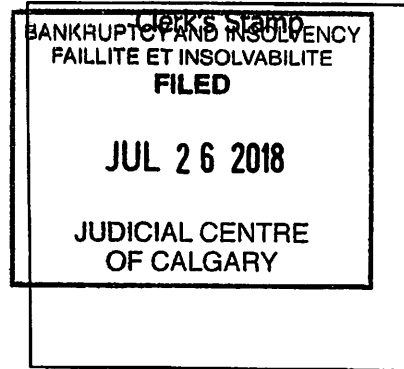


COURT FILE NO. 25-1890619 and 25-1890623

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY



IN THE MATTER OF THE BANKRUPTCY OF TRIMOR
MORTGAGE INVESTMENT CORPORATION and TRIMOR EQUITY CORPORATION

DOCUMENT **APPLICATION BY DELOITTE RESTRUCTURING INC. IN ITS CAPACITY AS
THE TRUSTEE IN BANKRUPTCY OF TRIMOR MORTGAGE INVESTMENT
CORPORATION AND TRIMOR EQUITY CORPORATION**

ADDRESS FOR SERVICE
AND CONTACT
INFORMATION OF
PARTY FILING THIS
DOCUMENT

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File: 142748

NOTICE TO RESPONDENT:

This application is made against you. You are a Respondent.

You have the right to state your side of this matter before the Justice.

To do so, you must be in Court when the application is heard as shown below:

Date: August 2, 2018

Time: 2:00 p.m. - Commercial Court

Where: Calgary Courts Centre

Before Whom: Madam Justice Eidsvik

Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought:

1. An Order permitting the trustee to present the final statement of receipts and disbursements and the final dividend sheet for the two bankrupt companies on a consolidated basis and to also allow the trustee to present both the trustee's final accounts, fees and costs and the trustee's counsel fees and disbursements on a consolidated basis for both bankrupt companies.

Grounds for making this application:

2. Trimor Mortgage Investment Corporation ("TMIC") was incorporated as a mortgage investment corporation ("MIC") pursuant to the *Income Tax Act*. As a MIC, TMIC raised funds from investors and used those funds in various real estate mortgages. As MIC, TMIC was not permitted to hold title to real property. Trimor Equity Corporation ("TEC") was incorporated in order to hold real property in trust for TMIC pursuant to a Bare Trust Agreement between TMIC and TEC.
3. On July 15, 2014, both TMIC and TEC were assigned into bankruptcy by the directors of the corporations. In the course of the bankruptcy, it was determined that TEC owned two properties in trust for TMIC and throughout the bankruptcy, the assets and liabilities were treated essentially as one estate based on the trust agreement between the two companies.
4. The Trustee wishes to present its final statement of receipts and disbursements on a consolidated basis as there is no benefit to allocate specific receipts and the payment of fees and costs to each company. Providing separate statements will incur needless costs as the net proceeds are all to be paid to the preferred shareholders of TMIC in any event.

Material or evidence to be relied on:

5. Fourth Report of the Trustee.

Applicable rules:

6. N/A

Applicable Acts and Regulations:

7. Section 34(1) of the *Bankruptcy and Insolvency Act*.

Any irregularity complained of or objection relied on:

8. N/A

How the application is proposed to be heard or considered:

9. Orally in Commercial Chambers.

AFFIDAVIT EVIDENCE IS REQUIRED IF YOU WISH TO OBJECT.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the Applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and time shown at the beginning of the form. If you intend to give evidence in response to the application, you must reply by filing an Affidavit or other evidence with the Court and serving a copy of that Affidavit or other evidence on the Applicant(s) a reasonable time before the application is to be heard or considered.