

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

**IN THE MATTER OF Section 243(1) of the
Bankruptcy and Insolvency Act, R.S.C. 1985, c. B-3, as amended,
and Section 101 of the *Courts of Justice Act, R.S.O. 1990, c. C-43, as amended***

HSBC BANK CANADA

Applicant

– and –

**DALLATA CONSULTING GROUP LTD.
and AKRAM HAMID**

Respondents

Endorsement of Morawetz, J. dated June 21, 2013

[Unofficial Transcription]

A. Shepherd and D.J. Miller for Receiver
J. Chahal for Vig Law Corporation
R. B. Bissel (attending at request of Court)

There was no formal opposition to the requested relief.

However, I was left in a confused state as to whether the Respondents believe it/he is represented by counsel. It appears from representations from Mr. Bissell that he has not been formally retained by Dallata and Mr. Hamid.

However, it also appears that communications sent to Mr. Hamid by email are being received by him. The Receiver reports communications with Mr. Hamid were the subject of response from him in June 2013.

The record establishes the basis for the requested relief.

In my view, it is appropriate to grant certain relief which affects Dallata and Mr. Hamid but such relief will only take effect from 5 p.m. EDT on Thursday, July 4, 2013, with the exception of the bankruptcy of Dallata, which as set out below is effective at 2 p.m. Thursday, June 28, 2013.

In this way the Respondents will have sufficient time to receive and respond to the Court Order and if they wish to contest or vary certain aspects of the Order, they can take steps to do so.

The following relief is granted effective Thursday, July 4, 2013 at 5:00 p.m. EDT:

1. The unsealing of the Affidavit of Richard Penstone sworn March 12, 2013.
2. Authorization for the Receiver to file the bankruptcy of Dallata. Notwithstanding the above, this provision takes effect Thursday, June 28, 2013 at 2 p.m. EDT.
3. Approval of the activities of the Receiver as set out in the Third Report.

With respect to the request for Mr. Hamid to provide travel plans, Mr. Hamid is directed to provide this information to the Receiver by 5:00 p.m. Thursday, July 4, 2013. He is also directed to present himself to the Receiver for an examination under oath no later than July 31, 2013, such examination to be held in Toronto, Ontario.

The relief related to Macro Sigma is granted today, namely the requirement directed to financial institutions to freeze funds.

With respect to Vig Law, Vig Law is directed to comply with paragraph 4 of the Appointment Order, namely to turn over any property of the Respondents to the Receiver.

Issues relating to privilege/duty of confidentiality to be addressed at a hearing to be scheduled by the Receiver.

With respect to request for authorization to refer matter to Peel Regional Police for investigation, Receiver is authorized to take such steps, provided Receiver is satisfied that, based on Receiver's investigation, that such action is justified.

An Order shall issue to give effect to the foregoing.

Morawetz, J.

June 21, 2013

With respect to the Notice at Tab 2 of the Record, I am satisfied that the Record supports the requested relief. The stay is lifted so as to allow the Bank to issue and proceed with the Bankruptcy Application against Mr. Hamid. A copy of the Application is to be sent to both Mr. Bissell and Mr. Hamid by email. The Receiver is also to be served.

An order shall issue to give effect to the foregoing.

Morawetz, J.