

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE MR. ) MONDAY, THE 23<sup>RD</sup> DAY  
JUSTICE TURNBULL ) OF AUGUST, 2010

BETWEEN:

**COLLEGE OF OPTOMETRISTS OF ONTARIO**

Applicant

- and -

**SHS OPTICAL LTD., DUNDURN OPTICAL LTD. and  
JOHN DOE, all carrying business under the name of  
GREAT GLASSES; JOANNE MARIE BERGEZ and  
BRUCE BERGEZ**

Respondents

- and -

**COLLEGE OF OPTICIANS OF ONTARIO**

Intervenor

- and -

**THE ATTORNEY GENERAL FOR ONTARIO**

Intervenor

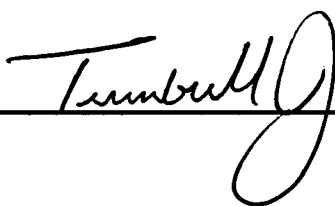
**ORDER**


**THIS MOTION**, made by 1773219 Ontario Incorporated (“177”), for an Order, among other things, varying the Order of the Honourable Justice Turnbull dated July 2, 2010 granted in these proceedings, was heard this day at 45 Main Street East, Hamilton, Ontario.

**ON READING** the First Report of the Receiver dated August 13, 2010 (the “**Report**”), and on hearing the submissions of counsel for the Receiver and 177, no one appearing for any other person on the service list, although duly served as appears from the affidavit of service of Susy Moniz sworn August 18, 2010, filed,

1. **THIS COURT ORDERS** that the time for service and filing of the notice of motion and the motion record is hereby abridged and validated so that this motion is properly returnable today and hereby dispenses with further service thereof.

2. **THIS COURT ORDERS** that the Order of the Honourable Justice Turnbull dated July 2, 2010 (the "Appointment Order") granted in these proceedings be and is hereby varied by deleting the premises municipally known as 2180 Itabashi Way, Burlington, Ontario (the "Premises") from Schedule "A" to the Appointment Order.

  
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ENTERED AT HAMILTON  
IN Book No. 247  
as Document No. 439  
on: AUG 24 2010  
by: 

COLLEGE OF  
OPTOMETRISTS OF  
ONTARIO

- and -

SHS OPTICAL LTD., DUNDURN  
OPTICAL LTD. and JOHN DOE,  
all carrying business under the  
name of GREAT GLASSES;  
JOANNE MARIE BERGEZ and  
BRUCE BERGEZ

- and -

COLLEGE OF  
OPTICIANS OF  
ONTARIO

- and -

THE ATTORNEY  
GENERAL FOR  
ONTARIO

Applicant

Respondent

Intervenor

Intervenor  
Court File No. 05-18863

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**  
**Proceedings commenced at Hamilton**

**ORDER**

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