



This is the 1<sup>st</sup> affidavit  
of Colin D. Brousson in this case  
and was made on March 17, 2025

No. S-234092  
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

BANK OF MONTREAL

PETITIONER

AND:

POLYCAN HEALTH CENTRE (CANADA) INC., ANQI MAI, ALSO  
KNOWN AS AN QI MAI, ALSO KNOWN AS ANDREW MAI,  
WEIDONG ZHU, ALSO KNOWN AS WEI DONG ZHU, ALSO  
KNOWN AS WILLIAM ZHU, SUI ZHANG AND HUA XU

RESPONDENTS

**AFFIDAVIT**

I, Colin D. Brousson, Solicitor, of Suite 2700 - 1133 Melville Street, Vancouver, British Columbia, MAKE OATH AND SAY AS FOLLOWS:

1. I am a solicitor in practice with the firm of DLA Piper (Canada) LLP, Barristers & Solicitors, solicitors for Deloitte Restructuring Inc., court appointed receiver of PolyCan Health Centre (Canada) Inc. (the "**Receiver**"), in this matter. I have personal knowledge of the facts and matters hereinafter deposed to in this affidavit, except where they are stated to be made upon information and belief and where so stated I verily believe them to be true.

2. The accounts of DLA issued to the Receiver for service from November 23, 2023 to December 31, 2024 can be summarized as follows:

Invoice Period	Fees	Disbursements	Taxes	Total
November 23, 2023 to November 30, 2023	\$4,560.00	\$30.59	\$547.38	\$5,137.97
December 1, 2023 to December 31, 2023	\$12,267.50	\$17.00	\$1,472.27	\$13,756.77
January 2, 2024 to January 31, 2024	\$16,517.50	\$8.50	\$1,982.19	\$18,508.19
February 1, 2024 to February 29, 2024	\$45,555.50	\$292.50	\$5,469.75	\$51,317.75
March 1, 2024 to March 4, 2024	\$360.00	\$40.00	\$43.95	\$443.95
August 29, 2024 to September 30, 2024	\$1,275.00	0	\$153.00	\$1428.00
October 16, 2024 to December 31, 2024	\$1497.50	0	\$179.71	\$1677.21
<b>TOTAL:</b>	<b>\$82,033.00</b>	<b>\$388.59</b>	<b>9848.25</b>	<b>92,269.84</b>

3. The fees and disbursements set out above were necessarily incurred in fulfilling the instructions of the Receiver and have been approved by the Receiver.
4. In addition to the above fees, between January 1, 2025 and March 11, 2025, DLA has incurred approximately \$1,848 in fees, taxes and disbursements and estimates a further amount of \$5,000 to \$7,500 in fees, taxes and disbursements to complete these receivership proceedings and any ancillary works in connection with a potential bankruptcy of Polycan Health Care (Canada) Inc. ("PolyCan").

5. The services comprised in the accounts of DLA set out above relate to:
  - a) reviewing and revising the Receiver's reports;
  - b) assisting the Receiver on matters related to the sales process and receivership matters, including employee/contractor and equipment ownership issues, lease and assignment issues;
  - c) reviewing various legal documents, including various funding agreements, asset purchase agreement and the additional bids received;
  - d) preparing for and attending opposed applications in Court, including the sale approval application;
  - e) correspondence and communication with the Receiver and other parties involved in the receivership; and
  - f) reviewing and opining on the validity of Bank of Montreal's security over Polycan's assets.
6. The total cumulative time comprised in the accounts of DLA as of March 11, 2025 is approximately 134.5 hours broken down as follows:

Lawyer	Rate	Hours
Colin Brousson	700 (until December 31, 2023) 750 (from January 1, 2024)	60.6
Megan Filmer	675 (until December 31, 2023) 700 (from January 1, 2024)	35.2
David Spratley	725	0.70
Dennis Yee	650	0.30
Benjamin Bluman	600	2.7
Samantha Arbor	350 (until December 31, 2023) 400 (from January 1, 2024)	23.4
Dannis Yang	95	4.9
Holly Yuen	325 (until December 31, 2024) 375 (from January 1, 2024)	6.7
	Total:	134.5

7. The legal advice and services were rendered to the Receiver at 410 W. Georgia Street, Vancouver, British Columbia, V6B 0S7.
8. I was called to the Bar and admitted to the Law Society of British Columbia in 1996. Since 1996, I have primarily acted in insolvency and realization matters and in financing issues, including advice to trustees in bankruptcy.

SWORN BEFORE ME at Vancouver, British  
Columbia, on March 17, 2025.

A Commissioner for taking Affidavits for British Columbia.

Colin D. Broussard

**Jeffrey Bradshaw**  
*Barrister & Solicitor*  
**DLA Piper (Canada) LLP**  
1133 Melville Street, Suite 2700  
Vancouver, BC V6E 4E5  
604.687.9444

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