

ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST

THE HONOURABLE )  
JUSTICE *HAINES* )

*25th*  
WEDNESDAY, THE ~~24th~~  
DAY OF MARCH, 2020

BETWEEN:



ROYAL BANK OF CANADA

Applicant

- and -

DEAN MYERS CHEVROLET LIMITED and 1125278 ONTARIO LIMITED

Respondents

ANCILLARY ORDER

THIS MOTION, made by Deloitte Restructuring Inc. in its capacity as the Court-appointed receiver (the "Receiver") of the undertaking, property and assets of Dean Myers Chevrolet Limited and 1125278 Ontario Limited (collectively the "Debtor") pursuant to the order of The Honourable Justice Haines dated February 12, 2020 (the "Appointment Order") for an order:

- a) An Order that the time for service, filing and confirmation of the Notice of Motion and the Motion Record be abridged so that this motion is properly returnable today and hereby dispenses with further service and confirmation hereof;
- b) An Order approving the Receiver's First Report to the Court dated March 19, 2020 (the "First Report") and the Confidential Supplement to the First Report dated March 19,

2020 (the "Confidential Supplement") and the activities and conduct of the Receiver as detailed therein;

- c) An Order sealing the Confidential Supplement until the completion of the Agreement of Purchase and Sale between General Motors of Canada Company and the Receiver dated March 17, 2020 (the "APS"), or until further Order of this Court;
- d) An Order that the Statement of Receipts and Disbursements as detailed in the First Report (the "Statement of Receipts and Disbursements") be approved;
- e) An Order approving an increase in the Receiver's borrowing limit in paragraph 22 of the Appointment Order from \$125,000 to \$750,000;
- f) An Order that the Receiver be authorized to make a distribution payment to the applicant, Royal Bank of Canada ("RBC"), as detailed in the First Report, and such further distributions to RBC at the discretion of the Receiver up to the amount owed to RBC by the Debtor, including all interest and costs; and,
- g) Such further and other relief as counsel may request and this honourable court may permit.

was heard this day at the Court House, 330 University Avenue, Toronto, Ontario.

**ON READING** the Notice of Motion and all Schedules thereto, the First Report and the Confidential Supplement to the First Report, the Affidavit of Service of Lindsay Provost sworn March 20, 2020 and on hearing submissions from all counsel in attendance,

1. **THIS COURT ORDERS** that the time for service, filing and confirmation of the Notice of Motion and the Motion Record is hereby abridged and that this motion is properly returnable today.

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~~2. THIS COURT ORDERS that the First Report and the Confidential Supplement and the activities and conduct of the Receiver as detailed therein be and is hereby approved.~~

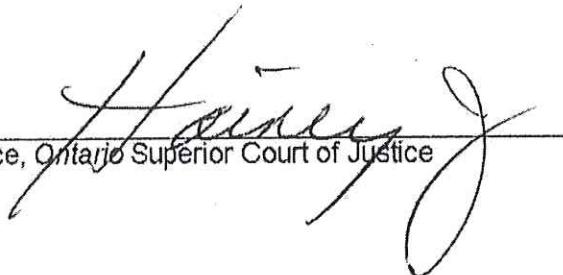
3. THIS COURT ORDERS that the Confidential Supplement be and is hereby sealed until the completion of the APS or until further Order of this Court;

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~~4. THIS COURT ORDERS that the Statement of Receipts and Disbursements be and is hereby approved.~~


5. THIS COURT ORDERS that the Receiver's borrowing limit in paragraph 22 of the Appointment Order be increased from \$125,000 to \$750,000.

6. THIS COURT ORDERS that the Receiver be authorized to make a distribution payment to the applicant, RBC, as detailed in the First Report, and such further distributions to RBC at the discretion of the Receiver up to the amount owed to RBC by the Debtor, including all interest and costs.

  
Justice, Ontario Superior Court of Justice

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

MAR 27 2020

PER / PAR: 

ROYAL BANK OF CANADA

Applicant

-and-

DEAN MYERS CHEVROLET LIMITED et al

Respondents

Court File No. CV-636095 CL

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

**PROCEEDING COMMENCED AT  
TORONTO**

**ANCILLARY ORDER**

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