

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE

)

FRIDAY, THE 25<sup>th</sup>

JUSTICE CONWAY

)

DAY OF AUGUST, 2023

)

B E T W E E N:

THE TORONTO-DOMINION BANK

Applicant

- and -

INJECTION TECHNOLOGIES INC., MOLDCO PLASTICS INC., AND MOLDCO  
HOLDINGS INC.

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 Injection Technologies Inc., Moldco Plastics Inc., and Moldco Holdings Inc. (collectively, the "Debtors"), appointed pursuant to the Order of the Honourable Justice Steele dated May 26, 2023, for an order:

1. 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;
2. Approving the Receiver's First Report to the Court dated August 15, 2023 (the "First Report") and the activities and conduct of the Receiver as detailed therein;

3. Approving the Receiver's Statement of Receipts and Disbursements for the period May 26, 2023 to July 31, 2023 as outlined in the First Report (the "Statement of Receipts and Disbursements");

4. Sealing the Confidential Appendices to the First Report (the "Confidential Appendices) until the completion of the AarKel Transaction and the Auction Transaction (as defined in the First Report), or until further Order of this Court;

5. Such further and other relief as counsel may request and this honourable court may permit,

was heard this day by judicial teleconference via Zoom at 330 University Avenue, Toronto, Ontario.

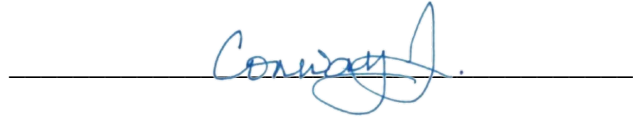
ON READING the First Report and the Appendices thereto, the Factum of the Receiver dated August 21, 2023, and on hearing the submissions of counsel for the Receiver and all other counsel and parties present, no one else appearing for any other person on the service list, although properly served as appears from the affidavit of service of Lindsay Ferguson sworn August 16, 2023, and the affidavits of service of Isabelle Stacey sworn August 21, 2023 and August 22, 2023, filed;

1. THIS COURT ORDERS that the time for service, filing and confirmation of the Notice of Motion and the Motion Record be and is abridged so that this motion is properly returnable today and hereby dispenses with further service and confirmation hereof.

2. THIS COURT ORDERS that the First Report, and the activities and conduct of the Receiver as detailed therein, be and are approved; provided, however, that only the Receiver, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

3. THIS COURT ORDERS that the Statement of Receipts and Disbursements be and is approved.

4. THIS COURT ORDERS that the Confidential Appendices be and are sealed until the completion of the AarKel Transaction and the Auction Transaction, or until further Order of this Court.

A handwritten signature in blue ink is written over a solid horizontal line. The signature is cursive and appears to read "Conway J.". The line extends to the left and right of the signature.

Justice, Ontario Superior Court of Justice

(Commercial List)

THE TORONTO-DOMINION BANK

v.

INJECTION TECHNOLOGIES INC., et al.

Applicant

Respondents

Court File No. CV-23-00699663-00CL

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

PROCEEDING COMMENCED AT  
TORONTO, ONTARIO

**ANCILLARY ORDER**

**HARRISON PENZA** <sup>LLP</sup>  
Barristers & Solicitors  
130 Dufferin Avenue, Suite 1101  
London, Ontario N6A 5R2

**Timothy C. Hogan (LSO #36553S)**  
**Robert Danter (LSO #69806O)**

Tel : (519) 679-9660  
Fax: (519) 667-3362  
Email: [thogan@harrisonpensa.com](mailto:thogan@harrisonpensa.com)  
[rdanter@harrisonpensa.com](mailto:rdanter@harrisonpensa.com)

Lawyers for the Receiver,  
Deloitte Restructuring Inc.