

From: [Conway, Madam Justice Barbara \(SCJ\)](#)
To: [Neeta Sandhu](#); [Stephen Brown-Okruhlik](#)
Cc: [JUS-G-MAG-CSD-Toronto-SCJ Commercial List](#)
Subject: Re Sage Gold CV-18-601307-00CL
Date: Friday, May 8, 2020 10:24:37 AM
Attachments: [Signed Order.pdf](#)
[ATT00001.txt](#)
Importance: High

Due to the COVID-19 crisis, I held a hearing on the above matter today by Zoom videoconference call. This motion hearing was held in accordance with: (a) the Notice to the Profession issued by Chief Justice Morawetz on March 15, 2020 and updates thereto; and (b) the “Changes to Commercial List operations in light of COVID-19” developed by the Commercial List judges in consultation with the Commercial List Users Committee, as updated. The videoconference facilities were arranged by Pallett Valo LLP to facilitate the hearing, as per the foregoing COVID-19 practice directions.

This email constitutes my endorsement of today’s date and is to be placed in the court file. The following participants on the videoconference call with me were:

Neeta Sandhu, Pallett Valo LLP	Counsel for the Moving Party Toromont Industries Ltd. carrying on business as Battlefield Equipment Rentals
Stephen Brown-Okruhlik, McMillan LLP	Counsel for Deloitte Restructuring Inc., the Court-appointed receiver of all of the assets, undertakings and properties of Sage Gold Inc.

Toromont brings this motion to lift the stay against Sage Gold solely for the purpose of setting its lien claim down for trial – otherwise, the lien claim will expire on May 31, 2020. The Receiver of Sage Gold has consented to lift the stay solely for purposes of enabling Toromont to set the lien claim down for trial. The action is otherwise still subject to the stay.

Order to go on consent as signed by me. The order is effective from today’s date and is not required to be entered.

Conway J.
Superior Court of Justice (Toronto)