

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

THE HONOURABLE)
JUSTICE Justice C.A. Gilmore)
FRIDAY, THE 31ST
DAY OF JANUARY, 2020

B E T W E E N:



ROYAL BANK OF CANADA

Applicant

- and -

**AYAZ SOMANI IN HIS CAPACITY AS EXECUTOR OF THE ESTATE OF NASEEM.
SOMANI**

Respondent

ORDER

THIS MOTION, made by Deloitte Restructuring Inc., in its capacity as court-appointed receiver (the “**Receiver**”) of (i) all of the present and after acquired personal property of the Estate of Naseem Somani (the “**Somani Estate**”) held at National Bank of Canada and National Bank Financial; and (ii) the real property registered in the name of the Somani Estate known municipally as 106 Angus Glen Boulevard, Markham, Ontario, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Receiver's Motion Record and the first report of the Receiver dated January 27, 2020 and the appendices thereto (the "**First Report**"), and on hearing the submissions of counsel for the Receiver and counsel for the Applicant, no one else appearing although duly served as appears from the affidavit of service of Mariela Adriana Gasparini sworn January 27, 2020, filed:

SERVICE

1. **THIS COURT ORDERS** that the time for service 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.

DELIVERY OF LIST OF ASSETS AND DEBTS

2. **THIS COURT ORDERS** that Ayaz Somani provide to the Receiver within five (5) days of the date of this Order:

- (a) a list of all persons whom Ayaz Somani has reason to believe may assert a general creditor claim against the Somani Estate together with the last known address of each such person,
- (b) a list of all assets on hand when the executor took office,
- (c) a list of all debts of the Somani Estate identifying debts as at August 30, 2019,
- (d) a list of all payments, distributions and transfers of property of the Somani Estate from its inception, and
- (e) a list of the remaining assets of the Somani Estate.

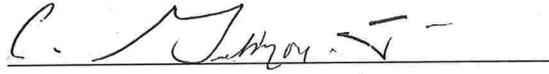
ACTIVITIES OF THE RECEIVER

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

STATEMENT OF RECEIPTS AND DISBURSEMENTS

4. **THIS COURT ORDERS** that the Receiver's Statement of Receipts and Disbursements for the period from December 13, 2019 to January 23, 2020 be and is hereby approved.

ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO:
JAN 31 2020



PER / PAR: 

ROYAL BANK OF CANADA

- and -

AYAZ SOMAN IN HIS CAPACITY AS EXECUTOR OF THE
ESTATE OF NASEEM SOMANI

Court File No: CV-19-00631451-00CL

Applicant

Respondent

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)
PROCEEDING COMMENCED AT TORONTO

ORDER

BORDEN LADNER GERVAIS LLP

Bay Adelaide Centre, East Tower

22 Adelaide St W

Toronto, Ontario M5H 4E3

Tel: 416-367-6000

Fax: 416-367-6749

Roger Jaipargas – LSO No. 43275C

Tel: (416) 367-6266

Email: rjaipargas@blg.com

Tyler McNaughton – LSO No. 78081Q

Tel: (416) 367-6037

Email: tmcnaughton@blg.com

Lawyers for Deloitte Restructuring Inc.