

IN THE COURT OF APPEAL

BETWEEN:

LINCOLN WOLFE and 5606269 MANITOBA LTD.,

(Applicants) Respondents,

-and-

DUANNE TAYLOR and 5608067 MANITOBA LTD.,

(Respondents) Appellants,

-and-

**TAYLOR BROS. FARM LTD. and EDWIN POTATO GROWERS
LTD.,**

(Respondents).

CERTIFICATE OF DECISION

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File No. 0056074.00008

IN THE COURT OF APPEAL

THE HONOURABLE)
MR. JUSTICE BURNETT)
)
THE HONOURABLE MADAM)
JUSTICE LEMAISTRE)
)
THE HONOURABLE MADAM)
JUSTICE SPIVAK)
)

The 11th day of May, 2022

Judges of Appeal

BETWEEN:

LINCOLN WOLFE and 5606269 MANITOBA LTD.,

(Applicants) Respondents,

-and-

DUANNE TAYLOR and 5608067 MANITOBA LTD.,

(Respondents) Appellants,

-and-

**TAYLOR BROS. FARM LTD. and EDWIN POTATO
GROWERS LTD.,**

(Respondents).

CERTIFICATE OF DECISION

The appeal of the respondents Duanne Taylor and 5608067 Manitoba Ltd. from the Order of the Honourable Mr. Justice Toews of the Court of

Queen's Bench, Winnipeg Centre, pronounced on the 16th day of February, 2021, was heard by this court on this day in the presence of counsel for the applicants Lincoln Wolfe and 5606269 Manitoba Ltd., counsel for the respondents Duanne Taylor and 5608067 Manitoba Ltd., counsel for the court-appointed Liquidator of the assets, undertakings and property of Taylor Bros. Farm Ltd. ("**TBF**") and Edwin Potato Growers Ltd. ("**EPG**"), Deloitte Restructuring Inc. (the "**Liquidator**") and counsel for Pitblado LLP and, after considering the record and the factums, and upon hearing the representations of counsel, with written reasons delivered on the 18th day of May, 2022, this court did order:

1. That the appeal of the respondents Duanne Taylor and 5608067 Manitoba Ltd. be and hereby is dismissed.
2. That the respondents Duanne Taylor and 5608067 Manitoba Ltd. shall pay to the estates of EPG and TBF one set of costs associated with

this Appeal in accordance with Tariff "B" of the *Court of Appeal Rules*.

CERTIFIED this 29th day of ~~May~~ ^{June}, 2022

" J. LONEC "
Deputy Registrar of The Court of Appeal

CONSENT AS TO FORM:

FAST TRIPPIER CLUNIE WITTMAN LLP

Per: 

Faron Trippier / Irina Vakurova
Lawyers for the Appellants, Duanne Taylor and 5608067 Manitoba
Ltd.

CONSENT AS TO FORM:

THOMPSON DORFMAN SWEATMAN LLP

Per: 

Ross A. McFadyen
Lawyers for the Respondents, Lincoln Wolfe and 5606269 Manitoba
Ltd.

CONSENT AS TO FORM:

PITBLADO LLP

Per: 

Catherine Howden
Lawyers for Pitblado LLP