

IN THE COURT OF APPEAL

BETWEEN:

LINCOLN WOLFE and 5606269 MANITOBA  
LTD.,

(Applicants) Respondents,

- and -

DUANNE TAYLOR, 5608067 MANITOBA LTD.,  
TAYLOR BROS. FARM LTD. and EDWIN  
POTATO GROWERS LTD.,

(Respondents) Appellants.

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ORDER

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(Matter No. 0121816 BC/RAM)  
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IN THE COURT OF APPEAL

THE HONOURABLE ) Friday, the 11<sup>th</sup> day of August,  
 ) 2017  
MADAM JUSTICE HAMILTON, )  
JUDGE OF APPEAL )

BETWEEN:

LINCOLN WOLFE and 5606269 MANITOBA LTD.,  
(Applicants) Respondents,

- and -

DUANNE TAYLOR, 5608067 MANITOBA LTD.,  
TAYLOR BROS. FARM LTD. and EDWIN POTATO  
GROWERS LTD.,  
(Respondents) Appellants.

ORDER

THIS MOTION by the Appellants for an Order seeking a stay pending appeal of the Order pronounced by the Honourable Mr. Justice Toews in Queen's Bench File No. CI 15-01-97066 on April 28, 2017 and signed on June 5, 2017 (the "Liquidation Order"), was heard on the 2<sup>nd</sup> day of August, 2017, in the presence of counsel for the Appellants, counsel for the Respondents and counsel for the Liquidator, Deloitte Restructuring Inc., at the Winnipeg Law Courts Building, 408 York Avenue in Winnipeg, Manitoba.

ON READING THE NOTICE OF MOTION, the Affidavit of Duanne Taylor sworn July 13, 2017, the Affidavit of Lincoln Wolfe

affirmed July 26, 2017 and the Affidavit of Duanne Taylor sworn July 26, 2017 (as filed in File No. AI 17-30-08896), and on hearing the submissions of counsel for the parties,

1. THIS COURT ORDERS that the motion for a stay of the Liquidation Order pending appeal be and is hereby dismissed.

2. THIS COURT ORDERS that the Respondents are entitled to one set of costs with respect to the motion of the Appellants for a stay.

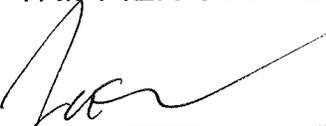
August 25, 2017

"HAMILTON, J.A."  
J.A.

CONSENT AS TO FORM:

FAST TRIPPIER CLUNIE WITTMAN SANTOS LLP

per:

  
\_\_\_\_\_  
Faron J. Trippier  
Lawyers for the Appellants

CONSENT AS TO FORM:

MLT AIKINS LLP

per:

  
\_\_\_\_\_  
G. Bruce Taylor  
Lawyers for the Liquidator