

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

BETWEEN:

PEOPLES TRUST COMPANY

Applicant

- and -

ROSE OF SHARON (ONTARIO RETIREMENT COMMUNITY

Respondent

APPLICATION UNDER section 243 of the *Bankruptcy and Insolvency Act*,
R.S.C. 1985, c. B-3, as amended and under Section 101 of the
Courts of Justice Act, R.S.O. 1990, c. C.43

NOTICE OF MOTION

DELOITTE & TOUCHE INC. ("Deloitte"), in its capacity as court appointed receiver and manager (the "Receiver") of Rose of Sharon (Ontario) Retirement Community ("Rose"), will make a motion to a judge presiding over the Commercial List at 10:00 a.m. on February 28, 2013 at 330 University Avenue, Toronto, Ontario.

THE PROPOSED METHOD OF HEARING: The motion will be heard orally.

November 14, 2013

Mr. Prophet + Ms. Kim for
Peoples.

Mr. Abramowitz for the Arms'
length Unit Holders.

Mr. Golden for Receiver

Mr. Baichoo for Unions

Mr. Mackellan for Trisura
Guarantee.

Having heard from
all counsel present a
general consensus has
been reached on the
following issues:

(1) The Receiver will
bring a motion to
terminate Representative
Counsel's current
mandate & providing
it with a new mandate

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To provide ILA to those
individual & non-represented unit holders
who have or will enter
into settlements regarding
their units. That action
will be returnable
BEFORE ME ON NOVEMBER
22, 2013, notwithstanding
I am not scheduled to
sit that day.

(2) The issues respecting
priority in relation to
any non-settling director
unit holders, non-settling
investor unit holders + The Mungung Wha Homes unit
holders to be adjourned
to a date to be set
on November 22, 2013.

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(3) The issue of the admissibility of the affidavit of Mr. Leon Hui sworn November 11, 2013 will be dealt with on November 22, 2013.

This leaves the remaining priority issues to be dealt with today, namely the 16 vacant units, the 7 Jurpro units, the 1 unsold unit & the 3. pm/noon ~~for~~ you units.

(a) 16 vacant units:

no one opposing,
order to go in terms of
paragraph 1 of the amended

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notice of motion dated
Sept 4, 2013 in relation
to the 16 vacant units.

(b) The 7 Turffo units.

In light of Mr Campbell's
email of 10/12/13
(attached) he being the
principal of Turffo,
it appears he does not
oppose a similar order
re priority being granted
against Turffo. Order
to issue in relation
to Turffo in same
terms as in paragraph
(a) above.

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(c) the 1 unsold unit

No one opposing, order to issue in relation to the 1 unsold unit in same terms as in paragraph (a) above.

(d) the 3 John/Moon Yoon units

No one appearing for John or Moon Yoon, ~~appearing~~ and no material having been filed on their behalf, order to issue in relation to the 3 John/Moon Yoon units in same terms as in paragraph (a) above.

Mexbury.