

CITATION: Peoples Trust Company v. Rose of Sharon (Ontario) Retirement Community, 2013
ONSC 1541
COURT FILE NO.: CV-11-9399-00CL
DATE: 20130312

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

RE: PEOPLES TRUST COMPANY, Applicant

AND:

**ROSE OF SHARON (ONTARIO) RETIREMENT COMMUNITY,
Respondent**

BEFORE: MORAWETZ J.

COUNSEL: COUNSEL: E. Golden, for the Receiver

C. Prophet, for the Peoples Trust Company

M. D. Abramowitz and P. Cho, Proposed Representative Counsel

HEARD &

ENDORSED: MARCH 12, 2013

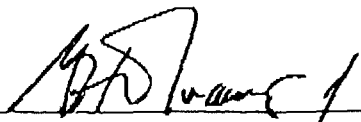
ENDORSEMENT

[1] Counsel to the Receiver advises that progress has been made on the “selection of Representative Counsel” issue but the matter is not yet ready to proceed. See email of March 8, 2013 attached.

[2] Adjourned to April 11, 2013. Three hours – time has been booked.

[3] All parties should proceed on the basis that the “selection of Representative Counsel” issue will be heard on April 11, 2013.

[4] This endorsement is to be sent to the Unitholders.


MORAWETZ J.

Date: March 12, 2013

DiPietro, Joe (JUS)

From: Eric Golden <egolden@blaney.com>
Sent: March-08-13 2:51 PM
To: JUS-G-MAG-CSD-Toronto-SCJ Commercial List
Subject: RE: Court File No. CV-11-9399-00CL - Peoples Trust v. Rose of Sharon

Hi Joe,

We are independent counsel for the Receiver in the above-referenced matter.

We are currently scheduled for a 3 hour attendance on Tuesday March 12, 2013, to argue a Receiver's motion on Representative Counsel and another issue in the above referenced matter. However, the attendance on March 12, 2013 will now only be a scheduling attendance, and no substantive issues will be dealt with (the substantive issues will be adjourned to a date in late March or early April, subject to the consent of the court). I anticipate we will only need an hour at most (there is a large group of individual stakeholders who will likely be in attendance, which is why I would still estimate 1 hour). Please let the judge scheduled to hear the matter know. Thank you for your assistance.

Eric Golden

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