

Court File No. 09-8517-00CL

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

THE HONOURABLE
MR. JUSTICE MORAWETZ

)
)
)

THURSDAY, THE 31ST DAY
OF DECEMBER, 2009

**IN THE MATTER OF AN APPLICATION UNDER SECTION 47
OF THE *BANKRUPTCY AND INSOLVENCY ACT*, R.S.C. 1985, C. B-3**

**AND IN THE MATTER OF SECTION 101 OF
THE *COURTS OF JUSTICE ACT*, R.S.O. 1990, C. C-43**

B E T W E E N:

STATE BANK OF INDIA (CANADA)

Applicant

- and -

**1585396 ONTARIO INC.
o/a AAA TRADING CO.**

Respondent

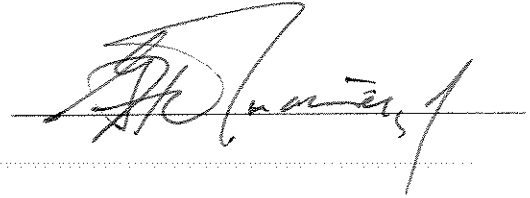
ORDER

THIS MOTION, made by the Applicant, State Bank of India (Canada) (the "**Bank**") for an order extending the Order of the Honourable Mr. Justice Morawetz issued in the within proceeding on December 23, 2009 (the "**Appointment Order**") appointing Deloitte & Touche Inc. as interim receiver pursuant to section 47(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (in such capacities, the "**Interim Receiver**"), without security, of all of

the assets, undertakings and properties of 1585396 Ontario Inc. o/a AAA Trading Co. (the "Property"), was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the affidavit of Partha Sen sworn December 22, 2009 and the exhibits thereto, the affidavit of Robert A. Vincent sworn December 22, 2009 and the exhibits thereto, the affidavit of Sam Rappos sworn December 23, 2009 and the exhibits thereto, the affidavit of Sam Rappos sworn December 29, 2009 and the exhibits thereto, the Affidavit of Service of Sam Rappos sworn December 29, 2009 and the exhibits thereto, and the Affidavit of Clark Lonergan sworn December 29, 2009 and the exhibits thereto, and on hearing the submissions of counsel for the Bank, counsel for the Debtor and independent counsel to the Interim Receiver,

1. **THIS COURT ORDERS** that, subject to further order of this court, the Appointment Order be and it is hereby extended to the earlier of: (a) the taking of possession of the Property by a receiver within the meaning of subsection 243(2) of the *Bankruptcy and Insolvency Act*; and (b) the taking of possession of the Property by a trustee in bankruptcy.



\\ODMA\PCDOCS\TOR01\4257154\1

ENTRÉ EN VIGUEUR À TORONTO
ON / BOOK NO.
LE / DANS LE REGISTRE NO.

DEC 31 2009

PER / PAR: JSN Joanne Nicoara
Registrar, Superior Court of Justice

STATE BANK OF INDIA (CANADA)

- and -

1585396 ONTARIO INC. o/a AAA TRADING CO.

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

PROCEEDINGS COMMENCED AT
TORONTO

ORDER

BORDEN LADNER GERVAIS LLP
Barristers and Solicitors
Scotia Plaza
40 King Street West
Toronto, Ontario
M5H 3Y4

JOHN D. MARSHALL
Tel: (416) 367-6024
Fax: (416) 361-2763
LSUC #16960Q

SAM RAPPOS
Tel: (416) 367-6033
Fax: (416) 361-7306
LSUC #51399S

Lawyers for the Applicant