

CV-16-11472

May 29, 2020

Re Grosvenor Park

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① My endorsement  
is attached as  
agreed to by the  
Parties

Hainy J

**From:** Mario Forte

**Sent:** June-02-20 4:15 PM

**To:** Glenn Hainey <glennhainey@gmail.com>

**Subject:** RE: Grosvenor Park Media Fund L.P. v Arc Productions Ltd. et al - Commercial List File No. CV-16-11472-00CL- Heard May 29, 2020

Your Honour,

Alsou was able to confirm the July 23 hearing date this aft. Below is the text of the endorsement which has been agreed to by the parties. Thank you.

“The Receiver has brought this matter before me pursuant to the distribution order of Mr. Justice Newbould made April 18, 2017 to address the possible rights and entitlements of certain parties to the proceeds of certain tax credits. The senior secured creditor, Grosvenor Park (GP), has asserted a priority interest in these tax credits. BK2 Brac (Disney), Blazing and Spinmaster say they are entitled to receive any tax credits referable to their respective production agreements notwithstanding any secured claim asserted by GP.

As a result of discussion among the various parties, the following litigation timetable was proposed to address the dispute:

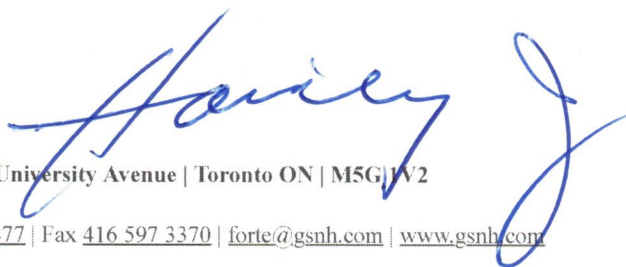
1. The production companies shall serve and file their respective factums on or before June 19;
2. GP shall serve and file a responding factum by July 3;
3. The production companies shall have until July 17 to serve and file reply factums;
4. The hearing will take place on July 23 with the full day reserved to accommodate the parties.

Blazing Productions (Blazing) acknowledged that their issues are similar to those of Spinmaster, but suggested that it may be premature for them to participate since the Receiver is not presently in possession of any proceeds of tax credits related to their production and, in that context, participation may not be the best use of their resources at this time. Counsel for GP noted that the Receiver has indicated that tax credits related to the Blazing production are expected to be received and that it would not make sense to litigate that issue separately after receipt of such tax credits.

Blazing is entitled to assess their legal rights in the circumstances and whether they should participate in this hearing.

Accordingly, I approve the timetable noted above and set the matter down for a full day hearing on July 23, 2020.”

**MARIO FORTE**



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