

Superior Court of Justice
Commercial List

FILE/DIRECTION/ORDER

Royal Bank of Canada
Plaintiff(s)

AND

National Recycling Inc et al
Defendant(s)

Case Management Yes No by Judge: _____

Counsel	Telephone No:	Facsimile No:
see attached		

- Order Direction for Registrar (No formal order need be taken out)
 Above action transferred to the Commercial List at Toronto (No formal order need be taken out)

- Adjourned to: _____
 Time Table approved (as follows):

The Distribution and Discharge Order shall go as per the draft filed and signed.
 Except for the matters referred to below the relief sought was unopposed.
 With respect to the unopposed portion of the motion I have reviewed the materials and

27 August 20
Date

Me Ent
Judge's Signature

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Judges Endorsment Continued

heard the submissions of counsel.

The relief sought is fair and reasonable, including the settlements and fees.

There were two disputed issues with respect to para 6 of the Order concerning the Clearview Lien Action.

First I agreed with Clearview that the words "subject to the laws of the Province of British Columbia" ought to be added to acknowledge the jurisdiction of that province. That wording has been added.

Second, I did not agree with Clearview that the words "all as of this date" ought to be added, as suggested.

In my view this wording

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is vague, and unnecessary given that the trustee in bankruptcy is subject to the rights of secured creditors and the bankruptcy is of no consequence to the assignment.

