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April 18-13

Court File No. CV-13-9989-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST
PROCEEDING COMMENCED AT
TORONTO

APPLICATION RECORD

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[Signature]
D.H. Broun T

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- ① I am satisfied that proper service has been made. Respondent's counsel was served and advised he was not opposing. Dr. Goldfinger acknowledged receipt. CTC does not oppose, but requested a change to para 9 of the order which was reasonable.
- ② A receiver should be appointed. At this point the Property has the characteristics of a wasting asset. Attempts by Goldfinger to sell under his security have been unsuccessful. There are several claims against the Property, and a decision has to be made about what, if any, pre-sale improvements should be made. Considering the Freem Village criteria, it is just and reasonable to appoint a receiver and I so order Council to make the amendment sought by CTC to para 9 and file a clear order. Civil action CV-10-399739 transferred to Commercial list and any further steps to be addressed Monday 9:30 before me.

