



Court File No. 10-8702-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE

JUSTICE *WEBER*

) THURSDAY, THE 26TH
)
) DAY OF MAY, 2011

BETWEEN:

BANK OF MONTREAL

Applicant

- and -

ACS PRECISION COMPONENTS PARTNERSHIP

Respondent

ORDER

THIS MOTION, made by Zeifman Partners Inc. (the "Receiver") in its capacity as Receiver of ACS Precision Components Partnership ("ACS"), for, *inter alia*, an Order,

- (a) if necessary, abridging the time for and validating the method of service of the Notice of Motion and the Tenth Report of the Receiver to the Court dated May 18, 2011 (the "Tenth Report") and directing that any further service of the Notice of Motion and the Tenth Report be dispensed with such that this motion is properly returnable on May 26, 2011;
- (b) approving the transfer of \$3,800,000 from the receivership estate to the bankruptcy estate plus such further transfers as the Receiver deems appropriate;
- (c) granting such further and other relief as counsel may advise and this Honourable Court may deem just

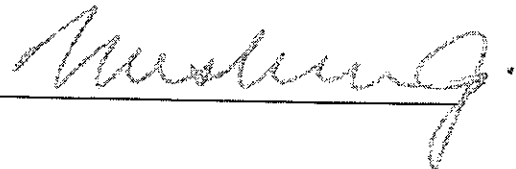
was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Notice of Motion, the Tenth Report and on hearing the submissions of the lawyers for the Receiver and for such other parties as present:

1. THIS COURT ORDERS that the time for and method of service of the Notice of Motion and the Receiver's Tenth Report is hereby abridged and validated so that this motion is properly returnable today and hereby dispenses with further service thereof.
2. THIS COURT ORDERS that unless otherwise defined, capitalized terms in this Order shall have the same meaning as given to those terms in the Tenth Report.
3. THIS COURT ORDERS that the transfer of \$3,800,000 from the receivership estate to the bankruptcy estate plus such further transfers as the Receiver deems appropriate is hereby approved.
4. THIS COURT ORDERS that the following consent timetable established by the Receiver and Miller's Electric Limited ("Miller's Electric") for the determination of a repairer's lien claim under the *Repair and Storage Liens Act* is hereby approved:
 - (a) the Receiver shall serve responding materials, if any, by June 30, 2011;
 - (b) Miller's Electric shall serve reply materials, if any, by July 15, 2011;
 - (c) cross-examinations, if any, shall be conducted by August 31, 2011;
 - (d) undertakings, if any, arising from any cross-examinations shall be fulfilled by October 15, 2011; and
 - (e) the hearing of the Motion shall be scheduled on a date to be agreed by the parties or as fixed by the Court.
5. THIS COURT HEREBY REQUESTS the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada, the United States or elsewhere to give effect to this Order and to assist the Receiver and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Receiver, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Receiver and its agents in carrying out the terms of this Order.

ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

MAY 26 2011



PER/PAR: 

BANK OF MONTREAL
Applicant **and** **ACS PRECISION COMPONENTS**
Respondent

Court File No: 10-8702-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

Proceeding commenced at Toronto

ORDER

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