

IN THE MATTER OF AN APPLICATION PURSUANT TO SECTION 243(1) OF THE
BANKRUPTCY AND INSOLVENCY ACT, R.S.C. 1985, c. B-3, AS AMENDED

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

Court File No. CV-10-8746-00CL

June 8, 2010

Mr DaRe for Moriah (Applicant)
Mr Kraft for Debtor
Mr MacNellan for Travelers Guaranteed

Applicant seeks an adjournment of
the portion of this application relating to
the approval's vesting order, it has
received calls from a number of
parties on the service list I has
consented to their requests for an
adjournment. Travelers - a surety
bonding co - has guaranteed the performance
of construction contracts to which
the Debtor Central is a party, I also
guaranteed that sub'ers will be
paid. There are construction registered; it
for example, required time to investigate
the status of its disbursements & the
then, effect in it of the proposed sale.

June 8, 2010.
Re: the proposed sale agreement,

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceedings commenced at Toronto

APPLICATION RECORD OF MORIAH
CAPITAL, L.P.

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unrecovered

(2)

I have indicated that classification of the "earn out" notes to be made in satisfaction of the

least of the purchase price would be

Multiple. Each of the notes refers to not

income of the purchaser; who is the purchaser?

What (other) activities does it undertake?

What (if any) restrictions are there ~~on~~ on

activities that the "purchaser" might undertake

that might affect the EBIT calculation?

As to payment of this application not

advised. I am satisfied that the

apt of a receiver is just a convenience,

an order shall issue

accordingly.

Attorney in Charge
WOM