

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

THE HONOURABLE) TUESDAY, THE
MR. JUSTICE KOEHNEN) 20TH DAY OF APRIL, 2021

B E T W E E N:



DWIGHT GROVUM and GROVUM EQUITIES INC.

Applicants

and

ANDREI KOUZNETSOV, KOUZNETZOV EQUITIES INC. and AKINVEST -
XPT INC.

Respondents

APPLICATION UNDER SECTIONS 207 and 248 OF THE BUSINESS CORPORATIONS ACT,
R.S.O. 1990, c. B.16

ORDER

THESE MOTIONS made by the Applicants, Dwight Grovum and Grovum Equities Inc., and the Respondents, Andrei Kouznetsov and Kouznetsov Equities Inc. (the "**Respondents**"), for orders for payment of amounts from the assets (the "**Property**") of Akinvest-XPT Inc. (the "**Company**") in the custody of Zeifman Partners Inc. ("**Liquidator/Receiver**") pursuant to the Order of this Court dated November 10, 2020, was heard by way of Zoom video conference on April 20, 2021 at 330 University Avenue, 7th Floor, Toronto, Ontario, M5G 1R7.

ON READING the Notice of Motion of the Applicants dated April 15, 2021, the affidavit of Chloe Eng sworn April 15, 2021, the Notice of Motion of the Respondents dated November 15, 2021, the affidavit of Andrei Kouznetsov affirmed April 16, 2021, the Notice of Motion of the Liquidator/Receiver dated April 13, 2020, the First Report of the Liquidator/Receiver dated April 13, 2021, the affidavit of Allan Rutman affirmed April 12, 2021 and the affidavit of Mindy Tayar affirmed April 13, 2021, and on hearing the submissions of the lawyers for the Applicants, the Respondents and the Liquidator/Receiver,

1. **IT IS ORDERED THAT** that the costs awarded to the Applicants against the Respondents, Andrei Kouznetsov and Kouznetsov Equities Inc., pursuant to the Order dated November 30, 2020 in the amount of \$239,536.55 shall be paid by the Liquidator/Receiver to the Applicants from the Property, and that such amount shall be subject to postjudgment interest pursuant to the *Courts of Justice Act*, RSO 1990, c C43, as amended, until paid.

2. **IT IS ORDERED THAT** the amount of \$100,000 shall be advanced by the Liquidator/Receiver from the Property to Svetlana Kouznetsova, the wife of Andrei Kouznetsov, to pay the family's credit card debts.

3. **IT IS ORDERED THAT** the amount of \$50,000 shall be advanced by the Liquidator/Receiver to the Respondents' lawyers of record, Bouchelev Law Professional Corporation, in trust, to be applied to the Respondents' current and future legal expenses in connection with this proceeding.

4. **IT IS ORDERED THAT** all amounts advanced from the Property to the Applicants and Respondents under this Order shall be made from the Respondents' interests in and share of the Property.

5. **IT IS ORDERED THAT** the Applicants and Respondents shall indemnify the Company for all respective amounts they receive under this Order in the event that it is determined that the Property of the Company is not sufficient to satisfy all legitimate claims of the creditors of the Company.



DWIGHT GROVUM et al.
Applicants

-and- ANDREI KOUZNETSOV et al.
Respondents

Court File No. CV-16-11618-00CL

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PROCEEDING COMMENCED AT
TORONTO

ORDER

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