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**Subject:** FW: Cameron Stephens Mortgage Capital Ltd. v. Yorkville Investments Inc. et al.; CV-20-00644927-00CL; Draft Orders and Counsel Slip [IWOV-PRiManage.FID399573]  
**Attachments:** COUNSEL SLIP- December 16, 2020.DOCX; RSM, Yorkville, Approval and Vesting Order.pdf; RSM Yorkville Central Order re Misc. Relief Dec 16\_20.pdf

**Importance:** High

**From:** Conway, Madam Justice Barbara (SCJ)

**Sent:** Wednesday, December 16, 2020 12:33 PM

**To:** [Elizabeth.Rathbone@paliaroland.com](mailto:Elizabeth.Rathbone@paliaroland.com)

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**Subject:** RE: Cameron Stephens Mortgage Capital Ltd. v. Yorkville Investments Inc. et al.; CV-20-00644927-00CL; Draft Orders and Counsel Slip [IWOV-PRiManage.FID399573]

**Importance:** High

The Receiver's motion proceeded before me today by Zoom. Counsel slip is attached.

The Receiver has run a sales process now in accordance with previous court orders. The Receiver seeks an order that the Synvest Agreement is the Successful Bid and an AVO with respect to that transaction. The Receiver also seeks an order that the SC Land bid (under the stalking horse agreement) is deemed to be the Back-Up Bid. The Receiver further seeks approval to make certain distributions from the sale proceeds, and approval of its Third Report and of its fees and disbursements and those of its counsel.

The relief sought is unopposed.

I am satisfied with the sales process conducted by the Receiver and that the *Soundair* test has been met, such that the Synvest Agreement is to be approved and the AVO granted.

The remaining relief is satisfactory to me.

Two orders granted and signed by me and attached to this email. Each of the orders is effective from today's date and is enforceable without the need for entry and filing.

I have granted a sealing order with respect to Confidential Appendix "Q" to the Receiver's Third Report pending the sale of the properties. I am satisfied that the *Sierra Club* test has been met. **On the resumption of regular court operations, it will be the responsibility of counsel for the Receiver to ensure that the subject materials are properly identified and protected under seal in the court file.**



Superior Court of Justice (Toronto)

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**From:** [Elizabeth.Rathbone@paliareroland.com](mailto:Elizabeth.Rathbone@paliareroland.com) <[Elizabeth.Rathbone@paliareroland.com](mailto:Elizabeth.Rathbone@paliareroland.com)>

**Sent:** December 16, 2020 11:36 AM

**To:** Conway, Madam Justice Barbara (SCJ)

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**Subject:** Cameron Stephens Mortgage Capital Ltd. v. Yorkville Investments Inc. et al.; CV-20-00644927-00CL; Draft Orders and Counsel Slip [IWOV-PRiManage.FID399573]

Your Honour,

In connection with this morning's motion, attached please find .PDF versions of the (i) Approval and Vesting Order and (ii) Order regarding distribution and other relief. The counsel slip from this morning's attendance is also attached, and counsel who attended the hearing are copied on this e-mail.

Please let us know if any issues with any of the documents.

Thank you,

**Elizabeth Rathbone**

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## COUNSEL SLIP

MATTER: **CAMERON STEPHENS MORTGAGE CAPITAL LTD. v. YORKVILLE CENTRAL INVESTMENTS INC., YORKVILLE CENTRAL 2 INVESTMENTS INC., YORKVILLE CENTRAL 3 INVESTMENTS INC.**

COURT FILE NO.: CV-20-00644927-00CL

HEARING DATE: December 16, 2020, 11:00 A.M.

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