

BANNERS BROKER INTERNATIONAL LTD. by its receiver,
MSI SPERGEL INC., et al
Plaintiffs

and RAJIV DIXIT et al.
Defendants

June 7, 2016

Court File No. CV-16-11413-00CL

~~June 7/16~~ June 7/16

Mr. Josse appeared today, but filed no material. He asks that his bank accounts be unfrozen. The other defendants do not oppose this motion, although served.

I am satisfied that the moving party has made out a strong *prima facie* case of fraud, breach of fiduciary duty & oppression by the defendants & there is a genuine risk of disappearance of assets if the *Mareva* is not continued.

The proposed draft order provides for discussion & hopefully, agreement by the parties on a carve out for living & legal expenses. If there is no agreement, a defendant like Mr. Josse has the ability to return to court for an order under Newbould J.'s order of May 31/16. Order to be in for on draft signed.

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

PROCEEDING COMMENCED AT
TORONTO

MOTION RECORD

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