



ONTARIO SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)

**COUNSEL SLIP/ENDORSEMENT**

COURT FILE NO.: CV-22-00685439-00CL DATE: 14 June 2023

NO. ON LIST: 2

TITLE OF PROCEEDING: The Toronto-Dominion Bank v. 2314251 Ontario Inc et al

BEFORE JUSTICE: P. Cavanagh

**PARTICIPANT INFORMATION**

**For Plaintiff, Applicant, Moving Party, Crown:**

Name of Person Appearing	Name of Party	Contact Info

**For Defendant, Respondent, Responding Party, Defence:**

Name of Person Appearing	Name of Party	Contact Info
Jonathan Rosenstein	Counsel for Respondents	<a href="mailto:jrosenstein@rosensteinlaw.ca">jrosenstein@rosensteinlaw.ca</a>

**For Other, Self-Represented:**

Name of Person Appearing	Name of Party	Contact Info
Melinda Vine	Counsel for Receiver (MSI Spergel Inc.)	<a href="mailto:mvine@harrisonpensa.com">mvine@harrisonpensa.com</a>
Philip Gennis	Receiver	

**ENDORSEMENT OF JUSTICE P. CAVANAGH:**

1. At the hearing today, counsel for the Respondents appeared and requested a four week adjournment on the basis that his clients had not received the amount of notice of this motion called for by the rules and they wished time to consider their position after reviewing the motion materials in more detail.
2. The Receiver opposes the requested adjournment and submits that the environmental remediation is necessary and there is a risk of migration of contaminants if the remediation is not undertaken immediately.
3. I granted the requested adjournment to July 4, 2023 at 9:00 for 30 minutes by Zoom.