



SUPERIOR COURT OF JUSTICE

**COUNSEL SLIP/ ENDORSEMENT FORM**

COURT FILE NO.: CV-24-00732200-00CL DATE: JULY 4, 2025

NO. ON LIST: 2

TITLE OF PROCEEDING: **BANK OF MONTREAL v. MARIO'S CATERING SERVICE LTD. et al.**

BEFORE: **JUSTICE W.D. BLACK**

**PARTICIPANT INFORMATION**

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

Name of Person Appearing	Name of Party	Contact Info
Stewart Thom, Counsel	Bank of Montreal	sthom@torkinmanes.com

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

Name of Person Appearing	Name of Party	Contact Info
Blair G. McRadu, Counsel	Kamran Elahi	bmcradu@dickinsonwright.com

**For Other, Self-Represented:**

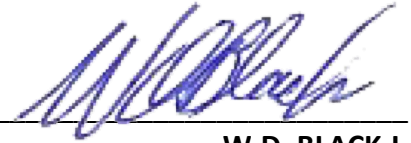
Name of Person Appearing	Name of Party	Contact Info
Melinda Vine, Counsel	The Receiver, MSI Spergel Inc.	mvine@harrisonpensa.com
Paul Mand, Counsel	The Lender	pmand@mandlaw.com

**ENDORSEMENT OF JUSTICE W.D. BLACK:**

- [1] This appointment was booked by one of the respondents, Kamran Elahi, seeking to schedule an urgent motion to discharge the Receiver (as defined in the materials), in circumstances in which Mr. Elahi has, he says, made arrangements to pay out the indebtedness of BMO as well as CRA Trust Amounts and the Priority Payables (again as defined in the materials), contemporaneously with the Receiver's discharge.
- [2] Counsel for the Receiver and for BMO were both in attendance and, while of course both of those parties would welcome a successful arrangement along the lines described by Mr. Elahi, they point out that

there are some necessary steps to be taken in the near term to allow the proposed steps to be taken. I note that counsel for the proposed new lender was also in attendance, and confirmed his client's commitment to the approach described by Mr. Elahi.

- [3] Ultimately it was agreed that the date for the Mr. Elahi's proposed motion will be July 21, 2025, at 12:30 p.m. for 30 minutes.
- [4] It is the parties' hope and expectation that the necessary arrangements to pay out the bank and discharge the Receiver will be in place by that time. If not, of course, the court will have to assess the circumstances and the way forward.



**W.D. BLACK J.**

**DATE: JULY 4, 2025**