



SUPERIOR COURT OF JUSTICE

COUNSEL SLIP/ENDORSEMENT

COURT FILE NO.: CV-23-00697106-00CL DATE: 15 June 2023

NO. ON LIST: 3

TITLE OF PROCEEDING: **ROYAL BANK OF CANADA v. H.M POLYTHENE
PRODUCTS LIMITED**

BEFORE JUSTICE: **R. CENTA**

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party, Crown:

Name of Person Appearing	Name of Party	Contact Info
Melinda Vine	For the Receiver – MSI Spergel	mvine@harrisonpensa.com

For Defendant, Respondent, Responding Party, Defence:

Name of Person Appearing	Name of Party	Contact Info

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info

Endorsement of Robert Centa J.

The court appointed Receiver brings this motion for:

1. An Order for an Approval and Vesting Order approving the sale by Auction (the "Auction") contemplated by an Auction Agreement between Platinum Asset Services Inc. (the "Auctioneer") and the Receiver to be executed (the "Auction Agreement") for the sale of certain of the Property of the Debtor (the "Auction Assets"), and upon delivery of a receipt for payment in full by the Auctioneer to each of the purchasers at the Auction, inter alia, vesting all of the right, title and interest in and to such Auction Assets sold at the Auction absolutely in each purchaser free and clear of and from any security, charge or other restriction;
2. An Ancillary Order,
 - a. That the time for service, filing and confirmation of the Notice of Motion and the Motion Record be abridged so that this motion is properly returnable today and dispensing with further service and confirmation thereof;
 - b. Approving the First Report of the Receiver dated June 12, 2023, and the activities and conduct of the Receiver set out therein; and,
 - c. Sealing the Confidential Appendix to the First Report until the completion of the Auction, or until a further order of this Court;

There is no opposition to this motion and counsel for the Receiver confirmed that the lender approved of the motion.

The auction has been rescheduled to June 22, 2023, and the confidentiality order pending the auction or the sale of the assets is appropriate in the circumstances. The auction process appears perfectly reasonable. Counsel advised that the auction agreement has been finalized and that it will be provided in a subsequent report to the court.

I have signed the orders in the form presented by counsel.