

Court File No. CL-26-00000205-0000

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

B E T W E E N:

ROYAL BANK OF CANADA

Applicant

- and -

TEHCITY CANADA INC. AND 1000229443 ONTARIO INC.

Respondents

**APPLICATION UNDER SUBSECTION 243(1) OF THE *BANKRUPTCY AND
INSOLVENCY ACT*, R.S.C. 1985, c. B-3, AS AMENDED AND SECTION 101 OF THE
COURTS OF JUSTICE ACT, R.S.O. 1990, c. C.43, AS AMENDED**

AIDE-MÉMOIRE OF ROYAL BANK OF CANADA (“RBC”)

(Second Scheduling Appointment – Thursday, August 27, 2026 at 9:30 a.m.)

1. This is the second scheduling appointment for RBC's receivership application against TechCity Canada Inc. and 1000229443 Ontario Inc. (collectively, the "**Debtors**").
2. The Debtors owe RBC approximately \$2.2 million on a secured basis. Demands were issued in February and March of 2026 (at which point the Debtors' counsel was engaged), and RBC served the receivership application on the Debtors on June 3.
3. On June 17, the Debtors' counsel advised that he was available to attend a scheduling appointment on July 7, and would serve responding materials by July 15.
4. However, between June 30 and July 2, the Debtors' counsel advised that:
 - i. he was no longer available to attend at the July 7 scheduling appointment "*but will be online at 9:30 a.m. [to] ask for an adjournment;*"
 - ii. he now needed until July 31 to serve responding materials because he "*had not properly received instructions*" when he previously committed to the July 15 deadline, and his clients were now advising him of "*a story of broken promises by the bank's employees, as well as bribes and cash payments being made in order to obtain the requisite loan and the continuation thereof;*" such that he "*will need time to properly prepare this new information;*" and
 - iii. he wanted to cross-examine RBC's affiant, but could not complete cross-examinations by September 1. He also advised that he "*will be travelling to Israel for the High Holidays in September returning October 6, 2026 so end of October 2026 is realistic.*"
5. Neither the Debtors' counsel nor anyone on his behalf attended at the July 7 appointment (whether to ask for an adjournment or otherwise). The Court's endorsement expressed concern at this development.

6. RBC agreed to the extended July 31 date for responding materials to keep the matter advancing, and the Court scheduled a second case conference for August 27 (for 30 minutes) to timetable the remaining steps in the matter, noting that counsel for all parties are expected to attend.

7. On July 31, the Debtors' counsel served his clients' responding affidavit. The affidavit says it was sworn on July 3 (i.e., before the first case conference even took place) and that it was commissioned by the Debtors' counsel on July 13.

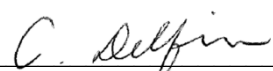
8. The responding affidavit:

- i. does not dispute any of the underlying facts in RBC's application record;
- ii. provides no supporting evidence whatsoever for its alleged "*story of broken promises by the bank's employees, as well as bribes and cash payments;*" and
- iii. expressly states that "*I reserve all rights arising from my dealings with Mr. Chutani [(being the account manager prior to the Debtors' transfer to Special Loans)] and intend to pursue those matters separately if necessary.*"

9. Under the circumstances, it is unclear what utility cross-examination will bring to this proceeding, other than to impose further delay. Notably, the responding affidavit is completely silent about any steps the Debtors have taken since demand was made in February and March to raise the necessary funds to repay RBC.

10. If the Debtors' counsel insists on cross-examining RBC's affiant, and if the Court believes that such cross-examination is still appropriate, then it is respectfully submitted that such cross-examination should be completed in September 2026. Either way, the substantive hearing should occur by no later than early October 2026 (with facts to be served in accordance with the *Rules*).

All of which is respectfully submitted, this 25th day of August, 2026.


per AIRD & BERLIS LLP

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Proceedings commenced at Toronto

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(Second Scheduling Appointment – August 27, 2026
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