



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CV-24-00725055-00CL

DATE: May 25, 2026

NO. ON LIST: 1

TITLE OF PROCEEDING: ROYAL BANK OF CANADA v. AHM TRANSPORT INC.; AISHKA EXPRESS 2016 INC.; AISHKA EXPRESS INC.; AISHKA RECYCLING INC.; TANUSH TRANSPORT INC.; BUSINESS DEVELOPMENT BANK OF CANADA

BEFORE: JUSTICE J. DIETRICH

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info

For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info
CSL to the Respondent: Daniel Litsos	Respondents: AHM Transport Inc., Aishka Express 2016 Inc., Aishka Express Inc., Aishka Recycling Inc., Tanush Transport Inc.	dlitsos@manislaw.ca
CSL to the Receiver: Timothy C. Hogan	Receiver: MSI Spergel Inc.	thogan@harrisonpensa.com
Mukul Manchanda	Representative of the Receiver	mmanchanda@spergel.ca

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info

ENDORSEMENT OF JUSTICE J. DIETRICH:

- [1] On May 4, 2026, I made an endorsement adjourning a motion by the Receiver which sought, among other things, a declaration the principals of the Debtors were in contempt of this Court's previous orders. The adjournment was granted because, despite a previously ordered schedule for the exchange of material, the principals filed responding material, including an affidavit of Puvanenthiran Jeyabalasingam sworn April 30, 2026 (the "**Responding Affidavit**"), just days before the scheduled hearing.
- [2] One item addressed in the Responding Affidavit was that the principals claimed to have returned certain property to Ritchie Bros. Auctioneers (Canada) Ltd. (the "**Auctioneer**") in June of 2025. After reviewing the Responding Affidavit, the Receiver requested time to investigate the statements made in that affidavit. As such, the previous endorsement scheduled today's case conference to address scheduling of the Receiver's motion.
- [3] The Receiver has advised today that, based on its investigation, the Auctioneer does not agree with a number of the statements in the Responding Affidavit, including what property was returned to the Auctioneer. However, the Receiver also advises, given the status of the Receivership proceedings and the other evidence contained in the Responding Affidavit, including significant amounts owed to CRA by the principals, the Receiver now sees no commercial purpose in pursuing the Receiver's Motion. Rather, the Receiver seeks costs and wishes to set a schedule for exchange of material in that regard.
- [4] Receiver to deliver written submissions on costs by no later than June 10, 2026. Responding written submissions on costs in to be delivered no later than June 24, 2026. Written submissions are to be limited to three double spaced pages (excluding the bill of costs). Submissions should be posted on case center as well as emailed to the Commercial List Office.



Justice J. Dietrich

Date: May 25, 2026