



SUPERIOR COURT OF JUSTICE

COUNSEL SLIP

COURT FILE NO.: CV-21-00665128-00CL DATE: JULY 21ST, 2022

NO. ON LIST: 6

TITLE OF PROCEEDING: **DUCA V BAYVIEW CREEK**

BEFORE JUSTICE: **CAVANAGH,**

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party, Crown:

Name of Person Appearing	Name of Party	Contact Info
Lawrence Hansen	DUCA Financial Services Credit Union	Lawrence.hansen@devrylaw.ca

For Defendant, Respondent, Responding Party, Defence:

Name of Person Appearing	Name of Party	Contact Info
Patrick Shea	GR (CAN) Investment Co. Ltd & Monest Financial Inc.	Patrick.shea@gowlingwlg.com
Mike Noel	Debentureholders – Tracy Hui and Jojo Hui	mnoel@torys.com
Rory McGovern	Cardinal Advisory Limited	rory@rorymcgovernpc.com
Roger Jaipargas	Msi Spergel Inc – Court Appointed Receiver	rjaipargas@blg.com
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Jonathan Barr	Co-Counsel for Debentureholders – Tracy Hui and Jojo Hui	jbarr@hummingbirdlaw.com
Robert S. Choi	Bryton Capital Corp. GP Ltd, and Bayview Creek Residences Inc.	Rchoi@owenswright.com
Fay Sulley	MNP Ltd	fsulley@torkinmanes.com

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Carlton Thorne	Assistant City Solicitor (City of Richmond Hill) – Monitoring Proceedings	Carlton.thorne@richmondhill.ca

ENDORSEMENT OF JUSTICE CAVANAGH:

The Receiver moves in this receivership proceeding for, among other things, an order approving a sales process. The requested form of Order is not opposed.

I am satisfied that a limited sealing Order is justified because disclosure of the redacted information could potentially impair the value maximizing purpose of the sales process. I am satisfied that the test in *Sherman Estate v. Donovan*, 2021 SCC 25, at para. 38, is satisfied.

Order to issue in form of Order signed by me today.

The hearing scheduled for August 11, 2022 is vacated.