Court File No. CV-16-11413-00CL

*ONTARIO*
SUPERIOR COURT OF JUSTICE

(Commercial List)

B E T W E E N:

**BANNERS BROKER INTERNATIONAL LIMITED and**

**STELLAR POINT, INC., by their receiver MSI SPERGEL INC.**

Plaintiffs

- and -

**RAJIV DIXIT, KULDIP JOSUN, DIXIT HOLDINGS INC.,**

**DIXIT CONSORTIUM INC., DREAMSCAPE VENTURES LTD.,**

**WORLD WEB MEDIA INC., and REAL PROFIT LIMITED**

Defendants

HANDWRITTEN ENDORSEMENT OF JUSTICE SWINTON OF JUNE 7, 2016

June 7, 2016

C. Horkins, for the Plaintiff

Kuldip Josun, for himself

No one else appearing

Mr. Josun appeared today, but filed no material. He asks that his bank accounts be unfrozen. The other defendants do not oppose this motion, although served.

I am satisfied that the moving party has made out a strong *prima facie* case of fraud, breach of fiduciary duty and oppression by the defendants and there is a genuine risk of disappearance of assets if the *Mareva* is not continued.

The proposed draft order provides for discussion and, hopefully, agreement by the parties on a carve out for living and legal expenses. If there is no agreement, a defendant like Mr. Josun has the ability to return to court for an order under Newbould J.’s order of May 31, 2016. Order to go in form of draft signed.

Swinton J.