

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE) FRIDAY, THE 13th
)
JUSTICE KOEHNEN) DAY OF NOVEMBER, 2020
)

B E T W E E N:

ROYAL BANK OF CANADA

Applicant

- and -

**UNIFORM CUSTOM COUNTERTOPS INC., UNIFORM CUSTOM
COUNTERTOPS LTD., UNIFORM SURFACES INC., MILOS BEZOUSKA
AND KAREN BEZOUSKA**

Respondents

ANCILLARY ORDER

THIS MOTION, made by msi Spergel Inc. in its capacity as the Court-appointed receiver (the "Receiver") of the undertaking, property and assets of Uniform Custom Countertops Inc., Uniform Custom Countertops Ltd., and Uniform Surfaces Inc., appointed pursuant to the Order of the Honourable Justice Hailey dated May 4, 2020, for an order:

1. 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 hereof;
2. Approving the Receiver's Second Report to the Court dated November 3, 2020 (the "Second Report") and the activities and conduct of the Receiver as detailed therein;

3. Sealing the Confidential Appendices to the Second Report (the “Confidential Appendices”) until the completion of the Transaction (as defined in the Second Report), or until further Order of this Court;
4. Approving the Receiver’s Interim Statement of Receipts and Disbursements as detailed in the Second Report (the “Interim Statement of Receipts and Disbursements”);
5. Approving the fees of the Receiver and its counsel, Harrison Pensa LLP, and payment of same, as detailed in the Second Report (collectively, the “Fees”); and,
6. Such further and other relief as counsel may request and this honourable court may permit,

was heard this day by judicial telephone conference via Zoom at 330 University Avenue, Toronto, Ontario.

ON READING the Notice of Motion dated November 3, 2020, the Second Report and all Appendices thereto, including the Fee Affidavits of Thomas Masterson sworn November 4, 2020, and of Mukul Manchanda sworn November 4, 2020 (collectively, the “Fee Affidavits”), and on hearing the submissions of counsel for the Receiver and all other counsel and parties present, no one else appearing for any other person on the service list, although properly served as appears from the affidavit of Lindsay Provost sworn November 5, 2020, filed;

1. THIS COURT ORDERS that the time for service, filing and confirmation of the Notice of Motion and the Motion Record be and is abridged so that this motion is properly returnable today and hereby dispenses with further service and confirmation hereof.
2. THIS COURT ORDERS that the Second Report, and the activities and conduct of the Receiver as detailed therein, be and are approved.
3. THIS COURT ORDERS that the Confidential Appendices to the Second Report be and are sealed until the completion of the Transaction, or until further Order of this Court.
4. THIS COURT ORDERS that the Interim Statement of Receipts and Disbursements be and is hereby approved.

5. THIS COURT ORDERS that the Fees, as set out in the Fee Affidavits, and payment thereof, be and are hereby approved.

A handwritten signature in blue ink, consisting of stylized initials that appear to be 'D.A.J.', written over a horizontal line.

Justice, Ontario Superior Court of Justice
(Commercial List)

ROYAL BANK OF CANADA

Applicant

-and-

UNIFORM CUSTOM COUNTERTOPS INC. et al.

Respondents

Court File No. CV-20-00640197-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

Proceeding commenced at
Toronto, Ontario

ORDER

Harrison Pensa^{LLP}
Barristers and Solicitors
450 Talbot Street, P.O. Box 3237
London, Ontario N6A 4K3

Timothy C. Hogan (LSO #36553S)
Robert Danter (LSO #69806O)
Tel: (519) 679-9660
Fax: (519) 667-3362

Solicitors for the Receiver,
msi Spergel Inc.