

AUG 14, 2018

Court File No. CV-18-598657-00CI.

DONALD DAL BIANCO

and

DEEM MANAGEMENT SERVICES LIMITED and THE UPTOWN INC.

Applicant

Respondents

R.B. Bissell for the Receiver. August 14, 2018
 H. Rosenberg for Deep Mt, hie Climat.
 E. D. Agostino for Kiaswetter.
 J. Lamy for First Source
 D. Ullmann for Don Dal Bianco.
 B. Sulstey for Taxini.

The motion for an interim distribution was not opposed. As a result of a previous order approving a sale, the Receiver will be in possession of original assets when the transaction closes. The Receiver has received opinions from its counsel that 2 mortgages are valid and enforceable. The Receiver has sufficient funds to pay off these two mortgages.

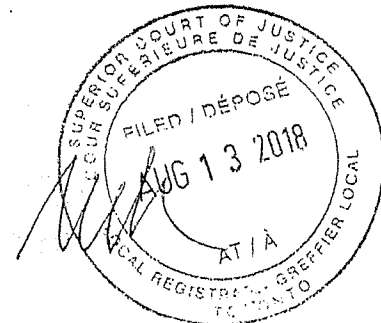
ONTARIO
 SUPERIOR COURT OF JUSTICE
 COMMERCIAL LIST
 Proceeding commenced TORONTO

SUPPLEMENTARY MOTION RECORD
 For an interim distribution order
 (originally returnable July 17, now returnable August 14, 2018)

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Lawyers for the Receiver, Crowe Soberman Inc.



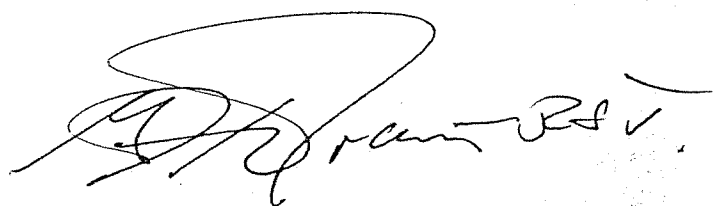
Through a post payment agreement, 0170 (ATMA Sec 17)
has first priority and is owed in the
range of \$8.222 m plus interest and costs.

Dal Bracco is owed in the range of \$4.517 m
plus interest and costs. Upon receipt of
payment statements Receiver is authorized
to pay out these 2 mortgages.

Receiver to maintain at least \$2,355,904.17
as a reserve.

This inter-distribution is made without
prejudice to s 78 Construction Act arguments
that lien claimants may raise with
request to the remaining funds being
held by the Receiver.

An order has been signed to reflect
the foregoing.


J. J. [unclear] B.S.V.