

COUNSEL SLIP

COURT FILE NO.: CV-18-00596 204-00CL DATE: Jan. 30, 2020

The Superintendent of Financial Services NO. ON LIST 6
vs.

TITLE OF PROCEEDING

Building + Development Mortgages Canada Inc. et al.

COUNSEL FOR:

- PLAINTIFF(S)
- APPLICANT(S)
- PETITIONER(S)

Jeremy Dacks and Michael DeLellis
for FAAN Mortgage as Trustee

PHONE 416-862-4423
FAX 416-862-6666
EMAIL jdacks@oster.com
mdelellis@oster.com

COUNSEL FOR:

- DEFENDANT(S)
- RESPONDENT(S)

2726734 ONTARIO LTD.
WILLIAM FRIEDMAN
YEJAWEN PAGEMAN

PHONE 416-496-3340
FAX 416-497-3809
EMAIL wf@friedmans.ca

JUDICIAL NOTES:

G. Benchetrit
Representative Counsel
for Investors

T - (416) 218-1141
F - (416) 218-1841
E - george@chaitans.com

Richard Macklin

Assignee Conyle Communities

T 416 599 7900
F 416 599 7910

E - rmacklin@swlawyers.ca

January 30, 2020
The applicants seek an order
approving the assignment agreement
dated December 17, 2019 ("Rebel Rehousing
Assignment Agreement") among

Carlisle Commentator Fund ("amiguel")
and the Trustee and Olympia
Trust Company ("OTC")

Mr Friedman, on behalf of 2726734
Ontario Limited, submits his client
has provided the Trustee with a
better offer that will provide the
Syndicated investors with More Money.
272 was told by the Trustee in December
2019 that its offer would not be
accepted. The trustee has advised
the court that 272's offer contains
conditions it cannot agree to and is
not the basis for an executable
Transaction. I accept this advice.
There is no admissible evidence to the
contrary. Despite Mr Friedman's
able submissions I am satisfied that
the Motion should be granted on
the terms of the attached Peter
Richmond Assignment Agreement
Approval Order.

Hailey J