

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

THE HONOURABLE) WEDNESDAY, THE 22nd
)
JUSTICE CAVANAGH) DAY OF NOVEMBER, 2023

B E T W E E N:

CANADIAN IMPERIAL BANK OF COMMERCE

Applicant

- and -

**1340182 ONTARIO LIMITED and KAZEMBE & ASSOCIATES
PROFESSIONAL CORPORATION**

Respondents

APPLICATION UNDER section 243(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended and section 101 of the *Courts of Justice Act*, R.S.O. 1990, c. C-43, as amended

ORDER

THIS MOTION, made by MNP Ltd., in its capacity as court-appointed receiver of all of the undertakings, property and assets of Kazembe & Associates Professional Corporation and 1340182 Ontario Limited (the “**Receiver**”), was heard this day at 330 University Avenue, Toronto, Ontario.

UPON READING the Notice of Motion, the reports of the Receiver dated November 10, 2023 and November 16, 2023 (the “**Report**”), and on hearing submissions of counsel for the Receiver, Applicant, 923944 Ontario Ltd., and Arthur Bryan, no one appearing for any other person on the service list, although properly served as appears from the Affidavits of Hayley Morgan sworn November 10, 2023 and November 16, 2023, filed,

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion, Motion Record, and Supplementary Motion Record of the Receiver is hereby abridged and validated so that this motion is properly returnable today and hereby dispenses with further service thereof.

2. **THIS COURT ORDERS** that the Report and the conduct and activities of the Receiver, and its counsel, Minden Gross LLP, as described in the Report, are hereby approved.

3. **THIS COURT ORDERS** that the confidential appendices to the Report shall be sealed, kept confidential and not form part of the public record, but rather shall be placed separate and apart from all other contents of the Court file, pending the closing of the sales transaction contemplated in the Receiver’s First Report.

4. **THIS COURT ORDERS** that the fees and disbursements of the Receiver and its counsel, Minden Gross LLP, as set out in the Report and the Fee Affidavits are hereby approved.

5. **THIS COURT ORDERS** that the interim statement of receipts and disbursements dated November 9, 2023 is hereby approved.

B E T W E E N:

CANADIAN IMPERIAL BANK OF COMMERCE
Applicant

-and-

1340182 ONTARIO LIMITED et al.
Respondents
Court File No. CV-23-00698539-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceeding commenced at Toronto

ORDER

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