

COURT FILE NO. 2203 13202  
COURT COURT OF KING'S BENCH OF ALBERTA  
JUDICIAL CENTRE EDMONTON  
PLAINTIFF MOSKOWITZ CAPITAL MORTGAGE FUND II  
INC



DEFENDANTS 1631807 ALBERTA LTD., RADIANT TECHNOLOGIES INC., and RADIANT  
TECHNOLOGIES (CANNABIS) INC.

DOCUMENT **ORDER FOR APPROVAL OF RECEIVER'S FEES AND DISBURSEMENTS,  
APPROVAL OF RECEIVER'S ACTIVITIES, FINAL DISTRIBUTION, AND  
DISCHARGE OF RECEIVER**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	McLENNAN ROSS LLP #600 McLennan Ross Building 12220 Stony Plain Road Edmonton, AB T5N 3Y4	Lawyer: Ryan Trainer Telephone: 780.482.9153 Fax: 780.482.9100 Email: ryan.trainer@mross.com File: 20230959-
---	--	--

---

**DATE ON WHICH ORDER WAS PRONOUNCED:** **NOVEMBER 17, 2023**  
**LOCATION OF HEARING OR TRIAL:** **EDMONTON, ALBERTA**  
**NAME OF JUSTICE WHO MADE THIS ORDER:** \_\_\_\_\_

---

**UPON THE APPLICATION** of MNP Ltd. in its capacity as the Court-appointed limited receiver (the "Receiver") of certain personal property of 1631807 Alberta Ltd. and Radiant Technologies Inc. (collectively, the "Debtors") described in Exhibit "L" of the Affidavit of Brian Moskowitz dated March 13, 2023, the assets described in the Consent Order granted June 23, 2023, and the assets described in Exhibit "A" of the Affidavit of Brian Moskowitz dated July 10, 2023, together with any other personal property of the Debtors agreed upon by the Receiver and the Debtors, including all proceeds thereof, for an Order for the final distribution of proceeds, approval of the Receiver's fees and disbursements, approval of the Receiver's activities, and discharge of the Receiver **AND UPON** having read the Receiver's Fifth Report to the Court dated November 6, 2023 (the "Receiver's Fifth Report"); **AND UPON** reading the fee affidavit of Kristin Gray dated November 6, 2023 (the "Fee Affidavit"); **AND UPON** hearing from counsel for the Receiver, those parties in attendance, and no one else appearing for any other person on the service list, although properly served as appears from the Affidavit of Service of

Shauna Trueman, filed ; **AND UPON** being satisfied that it is appropriate to do so, **IT IS HEREBY ORDERED THAT:**

1. Service of notice of this application and supporting materials is declared to be good and sufficient, and no other person is required to have been served with notice of this application, and time for service of this application is abridged to that actually given.
2. The Receiver's accounts for fees and disbursements and that of its legal counsel McLennan Ross LLP ("Counsel"), as set out in the Receiver's Fifth Report and the Fee Affidavit, are fair and reasonable and are approved without the necessity of a formal passing of its accounts.
3. Any additional fees, disbursements, and taxes of the Receiver and Counsel to conclude the administration of the receivership are approved without the necessity of a formal passing of its accounts to maximum amounts of \$15,000 and \$7,500, respectively.
4. The Receiver is authorized and directed to make a final distribution to Moskowitz Capital Mortgage Fund II Inc. in the amount of \$145,000 plus any remaining funds after payment of the final professional fees of the Receiver and Counsel.
5. On the evidence before the Court, the Receiver has satisfied its obligations under and pursuant to the terms of the Orders granted in the within proceedings up to and including the date hereof, and the Receiver shall not be liable for any act or omission on its part including, without limitation, any act or omission pertaining to the discharge of its duties in the within proceedings, save and except for any liability arising out of any in fraud, gross negligence or willful misconduct on the part of the Receiver, or with leave of the Court. Subject to the foregoing, any claims against the Receiver in connection with the performance of its duties are hereby stayed, extinguished, and forever barred.
6. No action or other proceedings shall be commenced against the Receiver in any way arising from or related to its capacity or conduct as Receiver, except with prior leave of this Court on notice to the Receiver, and upon such terms as this Court may direct.
7. Upon the Receiver filing with the Clerk of the Court a sworn Affidavit of a Licensed Insolvency Trustee employed by the Receiver confirming that:
  - (a) if applicable, all books and records are returned to the Debtors that are not required for the administration of the receivership to the principals of the Debtors, or alternatively, seeking an order to destroy these records; and
  - (b) completing other administrative matters incidental to the Receiver's appointment and pending discharge, including the filing of reports pursuant to section 256(2) and 246(3) of the *Bankruptcy and Insolvency Act* and the cancelling of all open operating accounts, if any;

then the Receiver shall be discharged as Receiver of the Debtors, provided however, that notwithstanding its discharge herein (a) the Receiver shall remain Receiver for the performance of such incidental duties as may be required to complete the administration of the receivership herein, and (b) the Receiver shall continue to have the benefit of the provisions of all Orders made in this proceeding, including all approvals, protections and stays of proceedings in favour of the Receiver in its capacity as Receiver.

8. This Order must be served only upon those interested parties attending or represented at the within application and service may be effected by Facsimile, electronic mail, personal delivery, or courier. Service is deemed to be effected the next business day following the transmission or delivery of such documents.
9. Service of this Order on any party not attending this application is hereby dispensed with.

---

Justice of the Court of King's Bench of Alberta