

COURT FILE NUMBER 2203-01087  
COURT COURT OF QUEEN'S BENCH OF ALBERTA  
JUDICIAL CENTRE EDMONTON  
APPLICANTS TIMBERCREEK MORTGAGE SERVICING INC. and 2292912  
ONTARIO INC.  
RESPONDENTS SYMPHONY CONDOMINIUM LTD., ROCKWOOD  
MANAGEMENT LTD. and ALLEN WASNEA  
DOCUMENT **ORDER**  
APPLICANT MNP LTD. IN ITS CAPACITY AS THE COURT-APPOINTED  
RECEIVER AND MANAGER OF SYMPHONY CONDOMINIUM  
LTD.

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT  
**McMILLAN LLP**  
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File No. 287823

**DATE ON WHICH ORDER WAS PRONOUNCED: JUNE 23, 2022**

**LOCATION WHERE ORDER WAS PRONOUNCED: EDMONTON**

**NAME OF JUSTICE WHO MADE THIS ORDER: THE HONOURABLE JUSTICE K. FETH**

**UPON THE APPLICATION** by MNP Ltd. in its capacity as the Court-appointed receiver and manager (the “**Receiver**”) of the undertakings, property and assets of Symphony Condominium Ltd. (the “**Debtor**”); **AND UPON** having reviewed the sale approval and vesting order granted by Justice G.S. Dunlop on May 31 2022 (“**SAVO**”) approving the sale transaction and the execution of the purchase agreement between the Receiver and Vedran Jakovljevic (the “**Purchaser**”) made as of April 22, 2022;

**AND UPON HAVING READ** the Receiver’s Second Report dated June 17, 2022 the Receiver’s Third Confidential Report dated June 17, 2022, and the waiver and third amending agreement dated May 31, 2022 between the Purchaser and the Receiver (“**Waiver and Third Amending Agreement**”) **AND**

**UPON HEARING** the submissions of counsel for the Receiver, counsel for the Purchaser, counsel for Timbercreek Mortgage Servicing Inc., and any other counsel or other parties present;

**IT IS HEREBY ORDERED AND DECLARED THAT:**

1. The execution of the Waiver and Third Amending Agreement is hereby authorized and approved, with such minor amendments as the Receiver may deem necessary.
2. The Sale Agreement and Transaction (each term as defined in the SAVO) shall be varied to include the amendments provided for in the Waiver and Third Amending Agreement.
3. All terms of the SAVO shall remain in full force and effect.
4. Division 4 of Part 6 of the *Alberta Rules of Court* does not apply to this application.
5. The Third Confidential Report shall, until the filing of the Receiver's Closing Certificate (as defined in the SAVO), be sealed and kept confidential, to be shown only to a Justice of the Court of Queen's Bench of Alberta, and accordingly, shall be filed with the Clerk of the Court who shall keep the Third Confidential Report in a sealed envelope, which shall be clearly marked "SEALED PURSUANT TO THE ORDER OF THE HONOURABLE JUSTICE K. FETH DATED JUNE 23, 2022."

  
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Justice of the Court of Queen's Bench of Alberta