

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

THE HONOURABLE) MONDAY, THE 11th
JUSTICE GILMORE)
DAY OF JANUARY, 2021

B E T W E E N:

PILLAR CAPITAL CORP.

Applicant

– and –

TURUSS (CANADA) INDUSTRY CO., LTD.

Respondent

APPLICATION UNDER SUBSECTION 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 the court-appointed receiver (the “**Receiver**”) of the assets, undertakings and properties of Turuss (Canada) Industry Co., Ltd. (the “**Debtor**”), for an order:

- (a) abridging the time for service of the Notice of Motion dated January 5, 2021 (the “**Notice of Motion**”), Motion Record of the Receiver dated January 5, 2021 (the “**Motion Record**”), Factum of the Receiver and corresponding Brief of Authorities dated January 7, 2021 (the “**Factum**”), and the Third Report of the Receiver dated January 5, 2020 (the “**Third Report**”), and validating service, so

that this Motion is properly returnable today, and dispensing with further service thereof;

- (b) finding Yang Jiang (“**Jiang**”) in contempt of the Order of the Honourable Justice Gilmore, dated November 10, 2020 (the “**Document Production Order**”);
- (c) approving and authorizing an extension to the offer deadline set forth in the Order of the Honourable Justice Cavanagh dated October 29, 2020 (the “**Sale Process Order**”), from January 11, 2021 to February 26, 2021;
- (d) approving and authorizing that subject to any Order of this Honourable Court, the dates and deadlines contemplated in the Sale Process (as defined herein) may be further extended by the Receiver for a total period no greater than four (4) weeks, in its sole discretion acting reasonably, all with a view of maximizing the value of the assets and business of the Debtor;
- (e) approving the Third Report and the activities of the Receiver as set out therein;
- (f) approving the Receiver’s interim statement of receipts and disbursements dated December 29, 2020 (the “**R&D Statement**”);
- (g) approving the fees and disbursements of the Receiver and its legal counsel, Dentons Canada LLP (“**Dentons**”), as set out in the Third Report, fee affidavit of Jerry Henechowicz dated January 5, 2021 and the fee affidavit of Robert Kennedy dated January 5, 2021 (collectively, the “**Fee Affidavits**”); and
- (h) such other relief as the Receiver may request and this Honourable Court may deem just;

was heard this day by judicial videoconference via Zoom due to the COVID-19 pandemic.

ON READING the Motion Record, the Third Report, including the Fee Affidavits, and on hearing the submissions of counsel for the Receiver, and any such other counsel as were

present, no other parties appearing although validly served as evidenced by the Affidavit of Amanda Campbell, sworn January 6, 2021 filed:

SERVICE

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

JIANG CONTEMPT

2. **THIS COURT ORDERS AND DECLARES** that Jiang is in contempt of the Document Production Order.

3. **THIS COURT ORDERS AND DIRECTS** Jiang to pay the Receiver's costs of the within motion in the amount of \$2,500.

4. **THIS COURT ORDERS** that a hearing has been scheduled on January 21, 2021 at 11:30am (30 minutes) for the purposes of determining the penalty for the within contempt finding.

RECEIVER'S ACTIVITIES

5. **THIS COURT ORDERS** that the Third Report, together with the activities and conduct of the Receiver reported therein, be and are hereby approved.

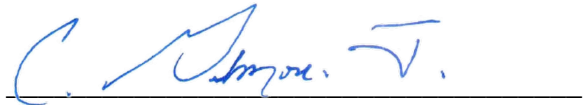
6. **THIS COURT ORDERS** that the R&D Statement is hereby approved.

7. **THIS COURT ORDERS** that the fees and disbursements of the Receiver and Dentons, as set out in the Third Report and the Fee Affidavits, are hereby approved.

SALE PROCESS EXTENSION

8. **THIS COURT ORDERS** that the Deadline, as defined and contemplated in the sale process (the “**Sale Process**”) approved by the Sale Process Order, be extended from January 11, 2021 to February 26, 2021.

9. **THIS COURT ORDERS** that, subject to any Order of this Honourable Court, the dates and deadlines contemplated in the Sale Process may be further extended by the Receiver for a total period no greater than four (4) weeks, in its sole discretion acting reasonably, all with a view of maximizing the value of the assets and business of the Debtor.



A handwritten signature in blue ink, appearing to read "C. Moore, J.", is written above a horizontal line.

Court File No.: CV-20-00646729-00CL

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- and -

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Respondent

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PROCEEDING COMMENCED AT TORONTO

ORDER

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