

ON READING the Second Report of the Receiver, dated November 9, 2020 (the “**Second Report**”), and on hearing the submissions of counsel for the Receiver and Yang Jiang (“**Ms. Jiang**”) on behalf of the Debtor:

SERVICE

1. **THIS COURT ORDERS** that the timing and method of service of the Notice of Motion and Motion Record is hereby abridged and validated and this Motion is properly returnable today.

DOCUMENT PRODUCTION

2. **THIS COURT ORDERS AND DIRECTS** Ms. Jiang to deliver to the Receiver on or before November 13, 2020, all physical and electronic books and records of the Debtor, and Fortune Gate Timber Products Inc. (“**Fortune Gate**”), hardwood flooring stores operating as Total Hardwood Flooring (“**Total Hardwood**”), Elite International Forest Ltd. (“**Elite**”) and Vidar Design Flooring (“**Vidar**”), all of which appear to be related to the Debtor and/or Ms. Jiang and appear to be carrying on aspects of the Debtor’s business (collectively, the “**Flooring Entities**”), including a complete accounting of all activities conducted by Total Hardwood. For greater certainty, the physical and electronic books and records include, but are not limited to, the following:

- (a) all contracts, correspondence and leases with tenants and landlords;
- (b) all bank statements and correspondence, including from September 1, 2019 onwards;
- (c) all financial statements (internally and externally prepared), including a full accounting of business conducted by the Debtor since the appointment of the Receiver;
- (d) copies of all annual income tax returns;
- (e) copies of all provincial sales tax returns;
- (f) creditor listing, including names of creditors and amounts owed to all secured creditors, unsecured creditors, utilities providers, government agencies and others;

- (g) employee information including T-4 documentation for each individual employee and summaries filed for 2018 and 2019, records of employment, and any correspondence with the Canada Revenue Agency and any assessments and statements thereof;
- (h) copies of any trust examination and assessment notices by the Canada Revenue Agency;
- (i) Harmonized Sales Tax filings including any correspondence with the Canada Revenue Agency and any assessments and statements thereof;
- (j) all payroll records, including individual pay stubs and the summaries for all of 2019 and 2020;
- (k) all benefit plan information;
- (l) access to any digital accounting software used by the Debtor (or access to a backup thereof);
- (m) access to all documentation and information with respect to all business and operations of the Debtor related to the industrial building and associated lands municipally known as 60 Queen Street North / 60 Industrial Park Road, Chesley, Ontario (collectively, the “**Industrial Facility**”), and the Flooring Entities;
- (n) all related party transaction documentation;
- (o) an accounting in respect of all amounts, including rent, received from Bruce Power L.P. with respect to the Industrial Facility; and
- (p) such other physical and electronic books and records as the Receiver consider necessary, acting reasonably.

3. **THIS COURT ORDERS AND DIRECTS** Ms. Jiang to attend for an examination under oath by the Receiver on 3 business days notice regarding the operations of the Debtor and Total Hardwood as well as the Debtor’s relationship to and interests in the Flooring Entities.

RECEIVER’S ACTIVITIES AND REPORT

4. **THIS COURT ORDERS** that the Second Report and the activities and conduct of the Receiver reported therein be and are hereby approved.



PILLAR CAPITAL CORP.

-and-

TURUSS (CANADA) INDUSTRY CO., LTD.

Applicant

Respondent

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

PROCEEDING COMMENCED AT TORONTO

**ORDER
(Document Production)**

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