

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE MR.

)

THURSDAY, THE 19th DAY

)

JUSTICE MCEWEN

)

OF OCTOBER, 2017

BETWEEN:

**BRIDGING FINANCE INC.,
as agent for SPROTT BRIDGING INCOME FUND LP**

Applicant

- and -

THOMAS CANNING (MAIDSTONE) LIMITED and 692194 ONTARIO LIMITED

Respondents

**IN THE MATTER OF AN APPLICATION PURSUANT TO SUBSECTIONS 47(1) AND
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 Richter Advisory Group Inc. in its capacity as Court-appointed receiver (the “**Receiver**”) of the property, assets and undertakings of the Respondents, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Third Report of the Receiver dated October 12, 2017 (the “**Third Report**”) and on hearing the submissions of counsel to the Receiver and such other counsel listed on the Counsel Slip, no one else from the service list appearing although duly served as appears from the affidavit of service of Christina Clark sworn October 13, 2017, filed, an on being informed that Custom House ULC, doing business as Western Union Business Solutions (“**Western Union**”) is taking no position on this motion,

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record 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 Western Union disclose and produce to the Receiver:

- (a) the names of all beneficiaries that received amounts from Thomas Canning (Maidstone) Limited (“**TCL**”), through the use of Western Union’s services, along with the amount, account number and financial institution information with respect to each such payment, for the period of July 1, 2015 to June 21, 2017;
- (b) the names of all parties that directed payments to TCL, through the use of Western Union’s services, along with the amount, account number and financial institution information with respect to such directed payments , for the period of July 1, 2015 to June 21, 2017;
- (c) copies of all written correspondence exchanged between TCL and Western Union with respect to the incoming payments received or to be received by TCL, and the outgoing payments made by TCL, between July 1, 2015 to June 21, 2017, as reasonably available; and

- (d) an unredacted copy of the outgoing payments list attached as Appendix "B" to the Third Report.

3. **THIS COURT ORDERS** that there be no costs of this motion, and payment of Western Union's costs related to the disclosure and production provided for herein is to be agreed upon between the Receiver and Western Union or dealt with further by order of the Court.



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ON / BOOK NO:
LE / DANS LE REGISTRE NO:

OCT 19 2017

PER / PAR:



RIDGING FINANCE INC.,
Agent for SPROTT BRIDGING INCOME FUND LP
Applicant

- and -

THOMAS CANNING (MAIDSTONE) LIMITED and
692194 ONTARIO LIMITED
Respondents

Court File No. CV-17-11773-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)
PROCEEDING COMMENCED AT TORONTO

ORDER

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