

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST – EAST REGION**

THE TORONTO-DOMINION BANK

Applicant

- and -

GILMOUR REAL ESTATE CORPORATION, GILMOUR'S ON 38 INC., GILMOUR'S BY  
THE BAY INC., 1203113 ONTARIO INC., GILMOUR HOLDING CORPORATION, and J.  
GILMOUR HOLDINGS INC.

Respondents

**APPOINTMENT CERTIFICATE**

1. THIS IS TO CERTIFY that pursuant to paragraph 3 of the Order of Justice MacLeod dated August 20, 2026 (the “**Order**”) an Appointment Event, as defined in the Order, has occurred and therefore, as provided for in the Order, paragraphs 5 to 37 of the Order are now effective.

DATED the 8<sup>th</sup> day of September, 2026.

**THE TORONTO-DOMINION BANK**

Per:

*“Harrison Pensa LLP”*

By its lawyers, Harrison Pensa LLP

THE TORONTO-DOMINION BANK

-and-

GILMOUR REAL ESTATE CORPORATION, et al.

Applicant

Respondents

Court File No. CV-25-00102436-0000

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PROCEEDING COMMENCED AT  
OTTAWA, ONTARIO

**APPOINTMENT CERTIFICATE**

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