

**ONTARIO
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE

)

TUESDAY, THE 10TH

)

JUSTICE McSWEENEY

)

DAY OF MARCH, 2026

BETWEEN:

FARM CREDIT CANADA

Applicant



- and -

14713737 CANADA INC.

Respondent

APPLICATION UNDER SUBSECTION 243 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

Respondent

**ORDER
(Ancillary Order)**

THIS MOTION, made by Albert Gelman Inc. in its capacity as the court-appointed receiver (in that capacity, "**Receiver**") of the assets, undertakings, and properties of 14713737 Canada Inc. (the "**Company**"), appointed pursuant to the Order of Justice Cudjoe dated August 22, 2025 (the "**Appointment Order**"), was heard this day via Zoom videoconference at Brampton, Ontario.

ON READING the motion record of the Receiver dated January 14, 2026 ("**Motion Record**"), including the first Report of the Receiver dated January 14, 2026 (the "**First Report**") and the supplemental motion record of the Receiver dated March 4, 2026 ("**Supplemental Motion Record**"),

including the March 4, 2026 supplement to the First Report ("**First Supplement**"), and on hearing the submissions of counsel for the Receiver, and such other counsel as were present and listed on the counsel slip, no one appearing for any other person on the service list, although properly served as appears from the affidavits of service, sworn and filed:

DEFINED TERMS

1. **THIS COURT ORDERS** that all terms capitalized but not defined herein shall have the meanings ascribed to such terms in the First Report.

SERVICE

2. **THIS COURT ORDERS** that the time for and method of service of the notice of motion, the Motion Record and the Supplemental Motion Record are hereby abridged and validated, as necessary, and hereby dispenses with further service thereof so that this motion is properly returnable today.

BOOKS AND RECORDS

3. **THIS COURT ORDERS** that the Company's directors and officers, and former directors and officers (together, "**Directors and Officers**") are hereby directed to comply with paragraphs 5 and 6 of the Appointment Order. Further, if requested by the Receiver, the Directors and Officers (or any of them) will make an inventory of all books and records known to them within seven (7) business days from the date of the Receiver's request and deliver all books and records of the Company in their possession, power, or control contemporaneously with the inventory or as soon as possible thereafter.

DISCLAIMER

4. **THIS COURT ORDERS** that the Disclaimer Notices are hereby approved and Green City

Produce Inc., Turbo Masters Inc., and 6671943 Ontario Inc. o/a Viva Logistics (together, the “**Commercial Tenants**”) must each deliver vacant, broom-swept possession of their premises on the Real Property to the Receiver by no later than April 3, 2026.

REMOVAL OF VECHILES, ETC.

5. **THIS COURT ORDERS** that the Commercial Tenants must remove all their equipment, vehicles and related accessories from the Real Property by no later than March 20, 2026.

6. **THIS COURT ORDERS** that the Receiver is hereby empowered to cause the removal, using an appropriate contractor, of any equipment, vehicles and related accessories of unknown ownership that remain on the property following March 20, 2026; such equipment, vehicles and related accessories may be stored at the premises of the Receiver’s contractor pending further direction to be provided by the Court at a later date for the disposition of same.

APPROVAL OF THE FIRST REPORT AND RECEIVER’S ACTIVITIES

7. **THIS COURT ORDERS** that the First Report and the First Supplement, and the actions, conduct and activities of the Receiver as set out therein, including but not limited to the Receiver’s statement of receipts and disbursements appended thereto, be and are hereby approved; provided, however, that only the Receiver, in its personal capacity and only with respect to their own personal liability, shall be entitled to rely upon or utilize in any way such approval.

APPROVAL OF ACCOUNTS

8. **THIS COURT ORDERS** that the professional fees (including disbursements and taxes) of the Receiver and its legal counsel, Miller Thomson LLP, as described, respectively, in the fee affidavits of

Tom McElroy sworn January 8, 2026 and Tony Van Klink sworn January 29, 2026, are hereby approved.

GENERAL

9. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada, the United States or any other foreign jurisdiction to give effect to this Order and to assist the Receiver and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Receiver, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Receiver and its agents in carrying out the terms of this Order.

10. **THIS COURT ORDERS** that the Receiver and the Purchaser be at liberty and are hereby authorized and empowered to apply to any court, tribunal, regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order, and that the Receiver is authorized and empowered to act as a representative in respect of the within proceedings for the purpose of having these proceedings recognized in a jurisdiction outside Canada.



JUSTICE McSWEENEY

FARM CREDIT CANADA

and

14713737 CANADA INC.

Court File No: CV-25-00003786-0000

Applicant

Respondent

**ONTARIO
SUPERIOR COURT OF JUSTICE**

Proceeding commenced at BRAMPTON

**ORDER
(Ancillary Order)**

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appointed Receiver of 14713737 Canada Inc.**