Court File No.: CV-25-00740567-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

THE HONOURABLE	)	THURSDAY, THE 9TH
	)	
JUSTICE CAVANAGH	)	DAY OF JULY, 2026

B E T W E E N:

THE TORONTO-DOMINION BANK

Applicant

- and -

DOSANJH CARE INC.

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
(Distribution, Discharge and Ancillary Relief)

THIS MOTION, made by Albert Gelman Inc. ("**AGI**"), in its capacity as the Court-appointed receiver (in such capacity, the "**Receiver**") without security, of all of the assets, undertakings and properties of Dosanjh Care Inc. (the "**Debtor**") acquired for, or used in relation to a business carried on by the Debtor, for an order, *inter alia*: (i) approving the First Report of the Receiver dated July 3, 2026 (the "**First Report**"), and the actions, activities and conduct of the Receiver as set out therein; (ii) approving the Receiver's Final Statement of Receipts and Disbursements; (iii) approving the fees and disbursements of the Receiver and its counsel,

Chaitons LLP ("**Chaitons**"); (iv) approving the proposed distributions described in the First Report; and (v) approving the discharge of the Receiver, was heard this day via videoconference.

ON READING the Motion Record of the Receiver, including the First Report and the appendices thereto, the Affidavit of Hugh McHenry sworn July 2, 2026 and the Affidavit of Tom McElroy sworn July 3, 2026 (collectively, the "**Fee Affidavits**"), and on hearing the submissions of counsel for the Receiver, no one appearing for any other person on the service list, although properly served as appears from the affidavit of service, filed:

SERVICE AND DEFINITIONS

1. **THIS COURT ORDERS** that the time for service and filing of the Notice of Motion and 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 any capitalized terms used but not defined in this Order shall have the meanings attributed to those terms in the First Report.

APPROVAL OF FIRST REPORT, ACTIVITIES AND FEES

3. **THIS COURT ORDERS** that the First Report, and the actions, activities and conduct of the Receiver as set out therein, be and are hereby ratified and approved; provided, however, that only the Receiver, in its personal capacity and with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

4. **THIS COURT ORDERS** that the fees and disbursements of the Receiver and Chaitons, as described in the First Report and the Fee Affidavits appended thereto, be and are hereby approved.

APPROVAL OF STATEMENT OF RECEIPTS AND DISBURSEMENTS

5. **THIS COURT ORDERS** that the Receiver's Final Statement of Receipts and Disbursements as at July 2, 2026, appended to the First Report, be and is hereby approved.

DISTRIBUTIONS

6. **THIS COURT ORDERS** that, subject to the payment of the fees and disbursements of the Receiver and Chaitons herein approved, the Receiver be and is hereby authorized and directed to make the Final Distributions described in the First Report.

7. **THIS COURT ORDERS** that the Receiver or any other person facilitating payments and distributions pursuant to this Order shall be entitled to deduct and withhold from any such payment or distribution such amounts as may be required to be deducted or withheld under any applicable law and to remit such amounts to the appropriate governmental authority or other person entitled thereto as may be required by such law. To the extent that amounts are so withheld or deducted and remitted to the appropriate governmental authority or other person entitled thereto, such withheld or deducted amounts shall be treated for all purposes as having been paid pursuant to this Order.

8. **THIS COURT ORDERS** that, notwithstanding

(a) the pendency of these proceedings;

(b) any motions or applications for a bankruptcy order now or hereafter issued pursuant to the *Bankruptcy and Insolvency Act* (Canada) in respect of the Debtor and any bankruptcy order issued pursuant to any such application; and

(c) any assignment in bankruptcy made in respect of the Debtor,

any payments or distributions made pursuant to this Order are final and irreversible and shall be binding on any trustee in bankruptcy that has or may be appointed in respect of the Debtor and shall not be void or voidable by creditors of the Debtor, nor shall it constitute nor be deemed to be a fraudulent preference, assignment, fraudulent conveyance, transfer at undervalue, or other reviewable transaction under the *Bankruptcy and Insolvency Act* (Canada) or any other applicable federal or provincial legislation, nor shall it constitute oppressive or unfairly prejudicial conduct pursuant to any applicable federal or provincial legislation.

9. **THIS COURT ORDERS** that neither the Receiver nor Chaitons shall be required to pass their accounts in respect of any further fees and disbursements incurred in connection with the completion by the Receiver of its remaining duties and administration of the receivership proceedings.

DISCHARGE OF THE RECEIVER

10. **THIS COURT ORDERS** that upon the Receiver's completion of its remaining duties and administration of these receivership proceedings, as described in the First Report, and upon the filing by the Receiver of a certificate substantially in the form attached as Schedule "A" hereto (the "**Discharge Certificate**"), AGI shall be discharged as Receiver, provided however that, notwithstanding its discharge herein: (a) the Receiver shall remain Receiver in respect of the performance of such incidental duties as may be required to complete the administration of the

receivership proceedings; and (b) the Receiver shall continue to have the benefit of the provisions of all Orders made in these proceedings, including, without limitation, all approvals, protections and stay of proceedings in favour of AGI, in its capacity as Receiver.

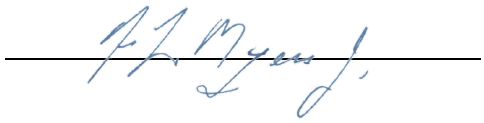
11. **THIS COURT ORDERS AND DECLARES** that, upon the Receiver filing the Discharge Certificate, AGI is hereby released and discharged from any and all liability that AGI now has or may hereafter have by reason of, or in any way arising out of, the acts or omissions of AGI while acting in its capacity as Receiver herein, save and except for any gross negligence or willful misconduct on the Receiver's part. Without limiting the generality of the foregoing, AGI is hereby forever released and discharged from any and all liability relating to matters that were raised, or which could have been raised, in the within receivership proceeding, save and except for any gross negligence or wilful misconduct on the Receiver's part.

GENERAL

12. **THIS COURT ORDERS** that the Receiver, its counsel and other agents are hereby authorized to take all necessary steps and actions to effect each of the payments and distributions in accordance with the provisions of this Order from time to time and shall not incur any liability as a result of making any such payments or distributions.

13. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal and regulatory or administrative bodies, having jurisdiction in Canada or in any other foreign jurisdiction, to give effect to this Order and to assist the Receiver and its respective agents in carrying out the terms of this Order. All courts, tribunals and 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 respective agents in carrying out the terms of this Order.



Justice FL Myers

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Date: 2026.07.09 11:27:21 -04'00'

Schedule "A"
FORM OF RECEIVER'S DISCHARGE CERTIFICATE

Court File No.: CV-25-00740567-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

B E T W E E N:

THE TORONTO-DOMINION BANK

Applicant

- and -

DOSANJH CARE INC.

Respondent

RECEIVER'S DISCHARGE CERTIFICATE

RECITALS

A. Pursuant to an Order of the Honourable Madam Justice Steele of the Ontario Superior Court of Justice (Commercial List) (the "**Court**") dated June 2, 2025 (the "**Appointment Order**"), Albert Gelman Inc. was appointed as receiver (in such capacity, the "**Receiver**"), without security, of all of the assets, undertakings and properties of Dosanjh Care Inc. (the "**Debtor**").

B. Pursuant to an Order of the Court dated July 9, 2026, the Court ordered the discharge of the Receiver to become effective upon the filing with the Court by the Receiver of a certificate confirming that all matters to be attended to in connection with the receivership proceedings, as

described in the First Report of the Receiver dated July 3, 2026, have been completed to the satisfaction of the Receiver.

THE RECEIVER CERTIFIES the following:

1. to its knowledge, all matters to be attended to in connection with the receivership proceedings described in the First Report, as determined by the Receiver, have been completed to the satisfaction of the Receiver; and

2. this Receiver's Certificate was delivered by the Receiver at _____ [TIME] on _____ [DATE].

ALBERT GELMAN INC., solely in its capacity as Court-appointed Receiver, and not in its personal capacity

Per: _____
Name:
Title:

THE TORONTO-DOMINION BANK **-and-** **DOSANJH CARE INC.**

Applicant **Respondent**

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ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

PROCEEDING COMMENCED AT TORONTO

ORDER
(Distribution, Discharge and Ancillary Relief)

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Lawyers for Albert Gelman Inc., in its capacity as Court-Appointed Receiver

THE TORONTO-DOMINION BANK
Applicant

-and-

DOSANJH CARE INC.
Respondent

Court File No. CV-25-00740567-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

PROCEEDING COMMENCED AT
TORONTO

MOTION RECORD
(Returnable July 9, 2026)

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