

**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 8th 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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