

## FORM 109 (RULE 22-2 (2) AND (7))

This is the 1<sup>st</sup> affidavit of William Choo in this case and was made on July 27, 2022

No. H190678 Vancouver Registry

#### IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

VANCOUVER CITY SAVINGS CREDIT UNION

Petitioner

And

1150165 B.C. LTD.
FATEMEH MIRZAEI
GHOLAMREZA GHASSEMI GANGAN
THE ATTORNEY GENERAL OF CANADA on behalf of HER
MAJESTY THE QUEEN IN RIGHT OF CANADA
DULAY ROOFING LTD.

Respondents

### **AFFIDAVIT**

- I, William Choo, Senior Vice-President of D. Manning & Associates Inc. and a Chartered Professional Accountant, of the City of Vancouver, in the Province of British Columbia, SWEAR THAT:
- 1. By Order of the Court made December 19, 2019 as enhanced by Order of the Court made on March 30, 2020, D. Manning & Associates Inc. (the "Receiver") was appointed as Receiver and Manager, of all of the assets, undertakings and property of the Respondents, 1150165 B.C. Ltd., Fatemeh Mirzaei and Gholamreza Gangan (the "Debtors"), acquired for, or used in relation to a business carried on by the Debtors in constructing a home at 1437 Chartwell Drive, West Vancouver, B.C. (the "Receivership Order").

- 2. I am an employee of the Receiver and as such I have personal knowledge of the matters and facts hereinafter deposed to, except where the same are stated to be based upon information and belief, and where so stated I verily believe the same to be true.
- 3. That I have read the Receiver's First Report dated March 13, 2020 and that it accurately reflects the activities of the Receiver.
- 4. That I have read the Receiver's Second Report dated July 14, 2022 and it accurately reflects the activities of the Receiver.
- 5. That I have been administering this Receivership for the Receiver.
- 6. That the Professional Fees and Summary of Receivership Activities as set out in the Receiver's First and Second Reports accurately reflect the efforts and time of the employees of the Receiver to date. Further, in my opinion all disbursements incurred by the Receiver for that time period were reasonable and necessary.
- 7. I make this Affidavit in support of an application that the Receiver's accounts and activities be approved as presented.

SWORN BEFORE ME at the City of Vancouver in the Province of British Columbia, this 27<sup>th</sup> day of July, 2022.

A Commissioner for taking Affidavits

within British Columbia

William Choo

William Cha

HEATHER A. FRYDENLUND

Barrister & Solicitor P.O. Box 49130 2900-595 BURRARD STREET VANCOUVER, B.C. V7X 1J5 (604) 691-7532

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## **AFFIDAVIT**

OWEN BIRD LAW CORPORATION
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Three Bentall Centre
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Vancouver, BC V7X 1J5
Attention: Heather A. Frydenlund
File No. 23024-0092