



**ON READING** the First Report (including the appendices thereto) of the Receiver dated September 8, 2025, the Supplement to the First Report dated September 11, 2025 (including the appendices thereto), the Second Supplement to the First Report dated October 31, 2025 (including the appendices thereto) (collectively, the “**First Report**”), and the Second Report (including the appendix thereto) dated January 6, 2026, and the Third Report dated March 6, 2026 and the Supplement to the Third Report dated March 12, 2026 (collectively, the “**Third Report**”), and on hearing the submissions of counsel for the Receiver and such other counsel or parties as were present, no one appearing for any other person on the Service List, as appears from the Affidavit of Service, sworn and filed,

#### **SERVICE AND DEFINITIONS**

1. **THIS COURT ORDERS** that the time for service 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 capitalized terms not defined herein shall have the meanings ascribed thereto in the Third Report.

#### **SEALING**

3. **THIS COURT ORDERS** that Confidential Appendix 1, and 2 as attached to the Third Report, shall be sealed and kept confidential until such time as the Transaction set out in the Sale Agreement is complete or further order of this Court.

#### **APPROVAL OF THIRD REPORT ACTIVITIES**

4. **THIS COURT ORDERS** that the Third Report and the Receiver’s activities set out therein are hereby approved, provided, however, that only the Receiver, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize

in any way such approval.

#### **APPROVAL OF INTERIM DISBURSEMENTS**

5. **THIS COURT ORDERS** that the fees and disbursements of the Receiver and its counsel as set out in the Third Report and the Fee Affidavits attached thereto are hereby approved and the Receiver is authorized to pay any unpaid fees and disbursements herein approved.
6. **THIS COURT ORDERS** that, as soon as practicable after closing of the Transaction, the Receiver is hereby authorized to make one or more distributions from the proceeds of the Transaction and any other funds remaining in the Debtor's estate to pay, in the following order to:
  - a. The Corporation of the Town of Penetanguishene, all outstanding realty taxes owing on the Property as of the date the Transaction closes;
  - b. The Listing Broker, the amount of real estate commission as agreed to in the Listing Agreement;
  - c. The Receiver, the sum of \$96,934.50 for fees, as particularized at Appendix E and H of the Second Report and approved by paragraph 3 of the Order of Justice Dietrich, dated February 11, 2026;
  - d. The Receiver's counsel, Green Advocacy, the sum of \$21,335.31 for legal fees as particularized at Appendix F and I of the Second Report and approved by paragraph 3 of the Order of Justice Dietrich, dated February 11, 2026;
  - e. The Applicant, Marper Holdings Limited, the sum of \$99,982.50 plus accrued interest, advanced to the Receiver as the Receiver's Borrowing Charge to cover the necessary expenses as particularized at Appendix D and G of the Second Report and approved by paragraph 4 of the Order of Justice Dietrich, dated

February 11, 2026;

- f. The Applicant, Marper Holdings Limited, the sum of \$2,000,000.00, representing an interim repayment of the indebtedness owed on its Charge/Mortgage registered against title to the Property as Instrument No. SC1958297; and
- g. The balance held by the Receiver pending further Order of the Court.

## GENERAL

- 7. **THIS COURT ORDERS** that this Order shall have full force and effect in all provinces and territories in Canada.
- 8. **THIS COURT ORDERS** that the Receiver be at liberty and is 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.
- 9. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States, to give effect to this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Trustee and its agents as may be necessary or desirable to give effect to this Order or to assist the Trustee and its agents in carrying out the terms of this Order.
- 10. **THIS COURT ORDERS** that this Order is effective as of 12:01 a.m. Toronto Time on the date of this Order and is enforceable without the need for entry and filing.



Justice FL Myers

Digitally signed by Justice FL  
Myers  
Date: 2026.03.22 10:49:59 -04'00'

MARPER HOLDINGS LIMITED

-and-

FOXPARK DEVELOPMENT CORPORATION

Applicant

Respondent

Court File No.: CV-25-00741138-00CL

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

Proceeding commenced at  
TORONTO

**ORDER  
(Re: Approval of Third Report, Sealing  
& Interim Distribution)**

**MANIS LAW**  
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Lawyer for the Receiver, Russo Corp.