



FORM 35 (RULES 8-4(1), 13-1(3) AND 17-1(2))

No. KEL-S-S-127397
Kelowna Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

WEEN:

ALBERT WEISSTOCK

PETITIONER

AND:

**WALTER WEISSTOCK, ANTONY WEISSTOCK, SILVIA RITA
GERARD, WITMAR HOLDINGS LTD., DONALD JAMES
RAMSAY (ADMINISTRATOR OF THE ESTATE OF MARIA
CONCETTA WEISSTOCK), 1100748 B.C. LTD., ANTONY
WEISSTOCK (TRUSTEE OF THE WILLY AND MARIA
CONCETTA WEISSTOCK TRUST), and ISLANDVIEW
COUNTRY ESTATES LTD.**

RESPONDENTS

ORDER MADE AFTER APPLICATION

BEFORE

ASSOCIATE JUDGE SCHWARTZ

WEDNESDAY, THE 18th
DAY OF JUNE, 2025

ON THE APPLICATION of C. Cheveldave & Associates Ltd., (the "Liquidator") as Liquidator of Witmar Holdings Ltd. ("Witmar") coming on for hearing at Kelowna, BC on June 18, 2025 and on hearing Hal Hicks on behalf of the Liquidator and upon reading the material provided in Affidavit #3 of Cecil Cheveldave; and on hearing Steve Dvorak on behalf of the Petitioner, Albert Weisstock; and on hearing Yarden D. Gershony on behalf of the Respondent, Silvia Rita Gerard; and Scott Silver on behalf of the Respondents, Walter Weisstock and Antony Weisstock and Antony Weisstock (Trustee of the Willy and Maria Concetta Weisstock Trust); and no one else appearing;

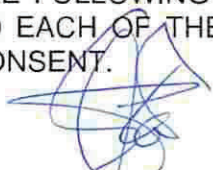
THIS COURT ORDERS and DECLARES that:

1. The Property, as described in the Order Made After Application granted January 26, 2024 be offered for sale by the Liquidator, by way of private sale, free and clear of all encumbrances of the parties, subject to the reservations, provisos, exceptions, and conditions expressed in the original grant(s) from the Crown, without a right of a first refusal or any credit or equity bid process.
2. The Liquidator has exclusive conduct of the said sale and may list the Property with one or more licensed real estate agents or real estate firms, for sale by way of either general, exclusive or multiple listing, and further, that the said Applicant shall be at liberty to pay such real estate agent or firm who may arrange the sale of the Lands commission of not more than seven (7%) percent on the first \$100,000.00 and four

(4%) percent on the amounts above \$100,000.00 of the gross selling price with respect to such sale from the proceeds of such sale.

3. Any sale of the Property be subject to the approval of the court unless otherwise agreed to in writing by all parties.
4. The Liquidator shall, prior to executing a listing agreement for any property, consult with the shareholders, provided however that the final determination as to the terms of any listing agreement shall be made by the Liquidator.
5. The Liquidator shall report to the shareholders periodically, but not less than monthly, as to the status of the sales process, including without limitation the progress of the marketing process for each property and any expressions of interest or offer to purchase such property.
6. Any party shall be at liberty to apply, on notice, for directions concerning the marketing process undertaken pursuant to this Order.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT.



Signature of Steven D. Dvorak
☐ party ☒ lawyer for the Petitioner,
Albert Weisstock

Signature of Yarden D. Gershony
☐ party ☒ lawyer for the Respondent,
Silvia Rita Gerard

Signature of Scott Silver
☐ party ☒ lawyer for the Respondents,
Walter Weisstock and Antony Weisstock and
Antony Weisstock (Trustee of the Willy and
Maria Concetta Weisstock Trust)

Signature of Hal Hicks
☐ party ☒ lawyer for the Liquidator, C.
Cheveldave & Associates Ltd.

By the Court

Registrar

(4%) percent on the amounts above \$100,000.00 of the gross selling price with respect to such sale from the proceeds of such sale.

3. Any sale of the Property be subject to the approval of the court unless otherwise agreed to in writing by all parties.
4. The Liquidator shall, prior to executing a listing agreement for any property, consult with the shareholders, provided however that the final determination as to the terms of any listing agreement shall be made by the Liquidator.
5. The Liquidator shall report to the shareholders periodically, but not less than monthly, as to the status of the sales process, including without limitation the progress of the marketing process for each property and any expressions of interest or offer to purchase such property.
6. Any party shall be at liberty to apply, on notice, for directions concerning the marketing process undertaken pursuant to this Order.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT.

Signature of Steven D. Dvorak
☐ party ☒ lawyer for the Petitioner,
Albert Weisstock

Signature of Yarden D. Gershony
☐ party ☒ lawyer for the Respondent,
Silvia Rita Gerard

Signature of Scott Silver
☐ party ☒ lawyer for the Respondents,
Walter Weisstock and Antony Weisstock and
Antony Weisstock (Trustee of the Willy and
Maria Concetta Weisstock Trust)

Signature of Hal Hicks
☐ party ☒ lawyer for the Liquidator, C.
Cheveldave & Associates Ltd.

By the Court

Registrar

(4%) percent on the amounts above \$100,000.00 of the gross selling price with respect to such sale from the proceeds of such sale.

3. Any sale of the Property be subject to the approval of the court unless otherwise agreed to in writing by all parties.
4. The Liquidator shall, prior to executing a listing agreement for any property, consult with the shareholders, provided however that the final determination as to the terms of any listing agreement shall be made by the Liquidator.
5. The Liquidator shall report to the shareholders periodically, but not less than monthly, as to the status of the sales process, including without limitation the progress of the marketing process for each property and any expressions of interest or offer to purchase such property.
6. Any party shall be at liberty to apply, on notice, for directions concerning the marketing process undertaken pursuant to this Order.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT.

Signature of Steven D. Dvorak
☐ party ☒ lawyer for the Petitioner,
Albert Weisstock

Signature of Yarden D. Gershony
☐ party ☒ lawyer for the Respondent,
Silvia Rita Gerard

Signature of Scott Silver
☐ party ☒ lawyer for the Respondents,
Walter Weisstock and Antony Weisstock and
Antony Weisstock (Trustee of the Willy and
Maria Concetta Weisstock Trust)

Signature of Hal Hicks
☐ party ☒ lawyer for the Liquidator, C.
Cheveldave & Associates Ltd.

Digitally signed by
Holtskog, Brenda

By the Court

Registrar

No. KEL-S-S-127397
Kelowna Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

ALBERT WEISSTOCK

PETITIONER

AND:

**WALTER WEISSTOCK, ANTONY WEISSTOCK, SILVIA RITA
GERARD, WITMAR HOLDINGS LTD., DONALD JAMES
RAMSAY (ADMINISTRATOR OF THE ESTATE OF MARIA
CONCETTA WEISSTOCK), 1100748 B.C. LTD., ANTONY
WEISSTOCK (TRUSTEE OF THE WILLY AND MARIA
CONCETTA WEISSTOCK TRUST), and ISLANDVIEW
COUNTRY ESTATES LTD.**

RESPONDENTS

ORDER MADE AFTER APPLICATION

FILE NO. 077284-0002

HRH/dns

FULTON & COMPANY LLP
Lawyers & Trade-mark Agents
300 – 350 Lansdowne Street
Kamloops, B.C.
V2C 1Y1
Phone: (250) 372-5542