

Applicant

Respondent

July 27, 2017

E. Lamek + D. Nunes for HUK 10 Limited
 K. Pharaoh + A. Collins for H MV Canada Inc.
 D. Dacks for Sony Pictures, Entertainment One, Twentieth Century Fox
 L. Galesse for Ivanhoe, Marguard, 20 Vic.
 D. Bish for Cadillac Fairview
 F. Lamek for Richter Advisory Group Inc.
 C. Francis for Primoris REIT

The Applicant for the appointment of the Receiver was not opposed.

The Affidavit of Christopher Emmott sets out, in detail, the basis for the application.

The evidence establishes that H MV Canada is indebted to HUK 10 Limited in the amount of \$38.96 million. The indebtedness is secured against the property of H MV Canada.

HUK 10 seeks to appoint the Receiver to facilitate the liquidation of the property of H MV Canada in accordance with the terms of the Agency Agreement

ONTARIO
 SUPERIOR COURT OF JUSTICE
 (COMMERCIAL LIST)

PROCEEDINGS COMMENCED AT TORONTO

APPLICATION RECORD
 (RETURNABLE JANUARY 27, 2017)

WEIRFOULDS LLP
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Lawyers for the Applicant,
 HUK 10 Limited

and the Sale Guidelines

The required demand letters have been sent and HMQ Canada has consented to the immediate enforcement of the security.

I am satisfied that HMQ Canada is in default of its obligation to HMK 10. I am also satisfied that it is both just and convenient to grant a writ of Habeas Corpus and writ of Certiorari (Quo Warranto) and s. 243 of the Bankruptcy and Insolvency Act in order to ensure that the position of the secured creditor, HMK 10, is protected as well as the interests of subordinate parties.

I am also satisfied that it is appropriate to approve the Agency Agreement and the Sale Guidelines.

These documents have been provided to counsel to certain landlords and the form of order reflects the fact that certain points put forth by counsel to

these ledgers have been
accounted.

The Applicant has requested that
Confidential Appendices 1 and 2 to
the Review's Pre-Appointed Report
be sealed pending further order.
These documents contain sensitive
commercial information relating to the
legislative process. The disclosure of
this information, at this time, could
have a negative impact on
all stakeholders in these proceedings.
Having considered the principles set
out in Sierra Club, I have been
satisfied that it is appropriate to
grant the requested sealing
provision.

Application for Review is granted.

Two orders have been signed to
reflect the foregoing.

[subject to
edit if typed]