

## ONTARIO SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST)

THE HONOURABLE MR.	)	MONDAY, THE 17 <sup>th</sup>
	)	
JUSTICE COLIN CAMPBELL	)	DAY OF SEPTEMBER, 2012

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*, R.S.C. 1985, c. C-36, AS AMENDED

AND IN THE MATTER OF A PLAN OF COMPROMISE AND ARRANGEMENT INVOLVING OLYMPUS UNITED FUNDS CORPORATION / CORPORATION DE FONDS UNIS OLYMPUS

OLYMPUS UNITED FUNDS CORPORATION / CORPORATION DE FONDS UNIS OLYMPUS, BY ITS RECEIVER, RSM RICHTER INC.

Applicant

### **ORDER**

THIS MOTION, made by Jean Fontaine of the law firm Stikeman Elliott LLP, appointed by order dated July 14, 2005, as Representative Counsel ("Representative Counsel") to the Retail Investors of Olympus United Funds Corporation/Corporation de Fonds Unis Olympus (the "Company"), was heard this day at 393 University Avenue, Toronto, Ontario.

**ON READING** the Fifth Report of RSM Richter Inc., in its capacity as the Monitor appointed in this proceeding (the "**Monitor**") dated September 11, 2012 and the Exhibits attached thereto (the "**Fifth Report**"), and on hearing the submissions of counsel for Representative Counsel and the Monitor, no one else appearing:

 THIS COURT ORDERS that the time for service of the Notice of Motion and Motion Record herein is hereby abridged such that the motion is properly returnable today and

that further service thereof upon any interested party is hereby dispensed with.

2. THIS COURT ORDERS that capitalized terms not otherwise defined in this Order shall have the meanings ascribed thereto in the Fifth Report or the Plan of Compromise and Arrangement (the "Plan") attached as Exhibit "B" to the Fifth Report, filed by the Company pursuant to the Companies' Creditors Arrangement Act, R.S.C. 1985, c. C-36, as amended.

 THIS COURT ORDERS that the Fifth Report and the activities and conduct of the Monitor described in the Fifth Report are hereby ratified and approved.

- 4. **THIS COURT ORDERS** that each Person who has, as of the date of this Order, filed a Late Claim with the Receiver or the Monitor is a Creditor and that each such Late Claim is a Proven Claim.
- 5. THIS COURT ORDERS that any Person with a Claim against the Company that is not a Proven Claim as of the date of this Order shall not be entitled to receive any distribution pursuant to the Plan and shall be forever barred from making or enforcing any Claim against the Company.

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CORPORATION DE FONDS UNIS OLYMPUS, OLYMPUS UNITED FUNDS CORPORATION / CORPORATION DE FONDS UNIS OLYMPUS, BY ITS RECEIVER, RSM RICHTER INC. AND IN THE MATTER OF A PLAN OF COMPROMISE AND ARRANGEMENT INVOLVING OLYMPUS UNITED FUNDS CORPORATION /

Applicant

Court File No.: CV-11-9368-00CL

SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST) ONTARIO

Proceedings commenced at Toronto

## ORDER

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