

WESTLB AG, TORONTO BRANCH
Applicant

V.

THE ROSSEAU RESORT DEVELOPMENTS INC.
Respondent

Court File No. CV-09-8201-00-CL

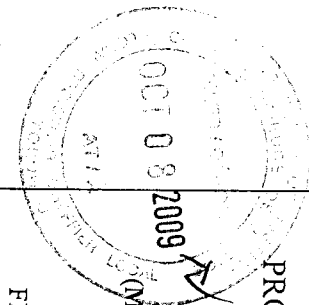
14 OCTOBER 2009

ONTARIO

SUPERIOR COURT OF JUSTICE
PROCEEDING COMMENCED AT
TORONTO

MOTION RECORD

(Motion returnable October 14, 2009)



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ULC, and Alvarez & Marsal Canada Inc., in their
respective capacities as Court-appointed Interim
Receiver, Trustee, Receiver and Manager

Oct 14/09

The Receiver seeks certain relief including a reference to the Master. No one is opposed to the relief requested, however, actual consents from lien claimants have not been provided.

There is some time sensitivity associated with this matter + it is most desirable to order a reference. It was originally contemplated by the Receiver that the reference would be to the Construction Lien Master although the premises are: Mushkova + the schedules of Masters Bohan + Albert are very full.

In the circumstances, I am directing a reference to the Master. Having spoken with Senior Master Nash, I understand that it is appropriate to refer this to him to appoint a Master to hear the matter.

I also refer the presiding Master to paragraph 9 of the July 24, 09 order of Campbell J. dispensing with Affidavits of defence.

Order to issue as amended
by me.

Campbell, J.