

# COUNSEL SLIP

Court File No. CY-18-010609588-0001

Date: 15-MAY-2019

No. On List 7

Title of Proceeding

OWENMANCO MORTGAGE HOLDING -VS- DR SILVA

Counsel for:

Plaintiff(s) [ ]  
Applicant(s) [ ]  
Petitioner(s) [ ]

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Defendant(s) [ ]  
Respondent(s) [ ]

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May 15/19 (10:30 am)

Ms McLonaghy wrote to the R's counsel yesterday & asked the R to hold off doing anything. He advised her that it was going ahead & she should attend or send her counsel today. No one has attended.

I am satisfied that the AVO should be granted based on the process followed & the R's recommendation & the sale price to be received.

There appears is no issue w/ the validity of the 1st mtge and I see no reason not to approve an interim distribution to the 1st mtgee - exclusive, however, of the 3 months' interest of approx \$21,875 given the state of the case law. OTO re indicia'n as signed by me.

Any remaining issues may be brought back to a 430 for next steps.

The undistrib'n will of course not be made until after

Before me

closing, which will not occur  
before the 1st week of June. If  
Ms McConaghy ~~and any other shareholder~~  
has any issue w/ this last bid 'n order, she  
or her counsel shall attend at a 9:30 on notice  
to the R + the App's counsel to speak to the matter  
~~before within 7 days of the bid is on~~  
on or before May 24/19.

Conway J.