

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE ) TUESDAY, THE 26<sup>TH</sup> DAY  
 )  
JUSTICE KOEHNEN ) OF OCTOBER, 2021

**BETWEEN:**

**WAYGAR CAPITAL INC., AS AGENT FOR  
NINEPOINT CANADIAN SENIOR DEBT MASTER FUND LP**

**Applicant**

- and-

**THE REHILL COMPANY LIMITED AND  
SD PARKES HOLDINGS LTD.**

**Respondents**

**ORDER**

**THIS MOTION**, made by Rosen Goldberg Inc. (“**RGI**”), in its capacity as court-appointed receiver and manager (the “**Receiver**”) of all the assets, undertakings and properties of The Rehill Company Limited and SD Parkes Holding Ltd. (the “**Debtors**”) acquired for, or used in relation to a business carried on by the Debtors, including all proceeds thereof, for an order (*inter alia*): (a) authorizing and directing the Receiver to make a interim distribution of funds to Waygar Capital Inc., as Agent for Ninepoint Canadian Senior Debt Master Fund LP (“**Waygar**”); and (b) approving the interim professional fees and disbursements of the Receiver and the Receiver's counsel, was heard this day at Toronto via Zoom videoconference.

**ON READING** the First Report of the Receiver dated October 15, 2021 (the “**First Report**”) and on hearing the submissions of counsel for the Receiver and Waygar, no one else appearing from the service list although duly served as appears from the affidavit of service of Antoinette DePinto sworn October 19, 2021, filed:

1. **THIS COURT ORDERS** that the Receiver is hereby authorized and directed to make an interim distribution of \$750,000 to Waygar.

2. **THIS COURT ORDERS** that the interim professional fees and disbursements of the Receiver and the Receiver's counsel as described in the First Report be and hereby are approved.

\_\_\_\_\_  
RLJ

**WAYGAR CAPITAL INC., AS AGENT FOR  
NINEPOINT CANADIAN SENIOR DEBT MASTER FUND LP**

-and- **THE REHILL COMPANY LIMITED AND  
SD PARKES HOLDINGS LTD.**

Applicant

Respondents

Court File No. CV-20-00649332-00CL

***ONTARIO***  
**SUPERIOR COURT OF JUSTICE**  
**(COMMERCIAL LIST)**

PROCEEDING COMMENCED AT  
TORONTO

**ORDER**

**CHAITONS LLP**

5000 Yonge Street, 10th Floor  
Toronto, Ontario M2N 7E9

**George Benchetrit**

Tel: (416) 218-1141

Email: [george@chaitons.com](mailto:george@chaitons.com)

**Saneea Tanvir**

Tel: (416) 218-1128

E-mail: [stanvir@chaitons.com](mailto:stanvir@chaitons.com)

**Lawyers for Rosen Goldberg Inc., in its capacity as  
Court-Appointed Receiver**