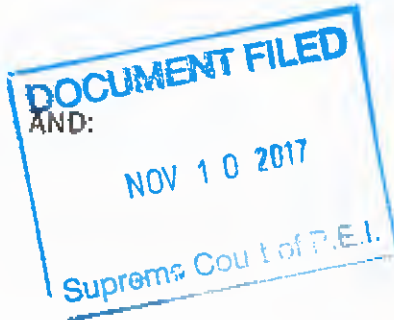


SUPREME COURT OF PRINCE EDWARD ISLAND

BETWEEN:



BANK OF NOVA SCOTIA

APPLICANT

SILVER HILL FUR FARM LTD.

RESPONDENT

BEFORE THE HONOURABLE
JUSTICE GORDON L. CAMPBELL

DATED the 10th day
of November, 2017.

AMENDMENT OF PROPERTY ORDERS

WHEREAS this Court granted the Initial Receivership Order and a companion Cooperation Order on March 29, 2017 in relation to the Respondent wherein Ernst & Young Inc. was appointed receiver and receiver manager (the "Receiver") of all the Respondent's assets, undertakings and properties (collectively, the "Property");

AND WHEREAS this Court granted: i) a further order on May 17, 2017 (the "Preservation of Property Order") in relation to the assets and undertaking of Casey Gavin, Leigh Gavin, Rose Gavin, Joyce-Ann Gavin and Gavco Fishing Enterprises Ltd. ("Gavco") and Bullwinkle Fisheries Ltd. ("Bullwinkle") on an interim basis until a further hearing scheduled for May 29, 2017 at 11:00 a.m. (the "Comeback Hearing") and ii) an order for the return of certain Property (the "Return of Property Order");

AND UPON Casey Gavin, Leigh Gavin, Rose Gavin, Joyce-Ann Gavin, James Gavin, Gavco and Bullwinkle and the Receiver consenting at the Comeback Hearing that the Preservation of Property Order was to remain in place until further Order of this Court on the terms of the Order granted on May 31, 2017 ("Preservation of Property Order Two");

AND UPON the Receiver confirming that it has reached a settlement with Leigh Gavin, Rose Gavin, Gavco, Bullwinkle and James Gavin in relation to all claims by the estate of the Respondent against each of them for the claims set out in the Preservation of Property Order, the Return of Property Order and the Preservation of Property Order Two (collectively, the "Property Orders") (collectively, the "Claims") and the Receiver now holds \$162,000.00 in trust pending the issuance of this Order (the "Settlement Funds");

AND UPON being satisfied that the granting of this Order will assist in the orderly administration of the Receivership proceedings and the orderly operation of Gavco and Bullwinkle;

AND UPON the Receiver having located and taken possession of approximately 18,000 mink pelts satisfying the return of property provisions associated with the Breeder Mink and Live Mink inventory obligations as defined within the Return of Property Orders;

THIS COURT ORDERS THE FOLLOWING:

1. The time for service of the Notice of Motion and the Motion Record is hereby abridged as required so that this Motion is properly returnable today.
2. The Property Orders shall continue to apply in all respects except that:
 - a. each of Leigh Gavin, Rose Gavin, Gavco, Bullwinkle and James Gavin (collectively, the "Gavin Parties") are no longer subject to the Property Orders; and
 - b. the Property Orders are hereby amended by the deletion of the names Leigh Gavin, Rose Gavin, Gavco, Bullwinkle and James Gavin.
3. Each of the Gavin Parties are hereby irrevocably released of the Claims in their entirety.
4. The Receiver is hereby authorized and directed to complete the settlement with the Gavin Parties including, but not limited to, executing the draft release filed with the Receiver's Third Report on this Motion.

5. The Settlement Funds are hereby released to the Receiver.

(SGD.) Gordon L. Campbell

J.

J.

CONSENTED TO IN FORM AND SUBSTANCE

This ____ day of _____, 2017 by counsel to Leigh Gavin, Rose Gavin, James Gavin,
Gavco Fishing Enterprises Ltd. and Bullwinkle Fisheries Ltd.

D. Brandon Forbes as counsel to the above noted parties

This ____ day of _____, 2017 by counsel to the Court Appointed Receiver

Pamela J. Williams, Q.C

BANK OF NOVA SCOTIA v. SILVER HILL FUR FARM LTD.

SUPREME COURT OF PRINCE EDWARD ISLAND

PROCEEDINGS COMMENCED AT
CHARLOTTETOWN

AMENDMENT OF PROPERTY ORDERS

COX & PALMER
Dominion Building
97 Queen St., Suite 600
Charlottetown, PE C1A 4A9

Per: Pamela J. Williams and Josh McElman