



Court File No.: CV-20-00640134-00CL

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

IN THE MATTER OF Section 101 of the *Courts of Justice Act*, R.S.O. 1990 c.C.43, as amended, and in the matter of Section 243(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended

B E T W E E N:

HILLMOUNT CAPITAL INC.

Applicant

- and -

BROOKHILL HOLDINGS INC. and BROOKHILL DEVELOPMENT INC.

Respondents

RECEIVER'S DISCHARGE CERTIFICATE

RECITALS

1. Pursuant to an application by Hillmount Capital Inc. under section 243(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended, and section 101 of the *Courts of Justice Act*, and an order of the Ontario Superior Court of Justice (Commercial List) (the “**Court**”) dated May 5, 2020, Ernst & Young Inc. was appointed as Receiver of the assets, undertakings and properties of Brookhill Holdings Inc. and of the beneficial interests of Brookhill Development Inc. in respect of the Real Property (as defined below).
2. Pursuant to an Order of the Court dated November 5, 2020 (the “**Discharge Order**”), Ernst & Young Inc. was to be discharged as Receiver of the Respondents to be effective upon the filing by the Receiver with the Court of a certificate confirming that all remaining matters as described in the First Report of the Receiver dated October 14, 2020 (the “**First Report**”) to be attended to in connection with the receivership have been completed to the satisfaction of the Receiver.

THE RECEIVER CERTIFIES the following:

- A. All remaining matters as described in the First Report, if any, to be attended to in connection with the receivership of the Respondents have been completed to the satisfaction of the Receiver.
- B. The Receiver has made the payments outlined in paragraph 10 of the Discharge Order.
- C. This Certificate was filed by the Receiver with the Court on the 22 day of April, 2021 at 11:30 a.m.

**Ernst & Young Inc., in its capacity as Receiver
of the undertaking, property and assets of
Brookhill Holdings Inc. and not in its personal
or corporate capacity**

Per:



Name: Greg Adams

Title: Senior Vice President

I have authority to bind the corporation.

IN THE MATTER OF Section 101 of the *Courts of Justice Act*, R.S.O. 1990 c.C.43, as amended, and in the matter of Section 243(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended

HILLMOUNT CAPITAL INC.

Applicant

and

BROOKHILL HOLDINGS INC. and BROOKHILL
DEVELOPMENT INC.

Respondents

CV-20-00640134-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceedings commenced at Toronto

RECEIVER'S DISCHARGE CERTIFICATE

Thornton Grout Finnigan LLP

TD West Tower, Toronto-Dominion Centre
100 Wellington Street West, Suite 3200
Toronto, ON M5K 1K7
Fax: (416) 304-1313

D.J. Miller (LSO# 34393P)

Email: djmillier@tgf.ca

Tel: (416) 304-0559

Rachel Bengino (LSO# 68348V)

Email: rbengino@tgf.ca

Tel: (416) 304-1153

Lawyers for the Receiver, Ernst & Young Inc.