

IN THE MATTER OF THE *COMPANIES CREDITORS ARRANGEMENT ACT*, R.S.C. 1985 c. C-36, AS AMENDED, SECTION 123(2) OF THE *JUDICATURE ACT*, R.S.A. 2000, c. J-2, AS AMENDED AND SECTION 99(a) OF THE *BUSINESS CORPORATIONS ACT*, R.S.A. 2000, c. B-9, AS AMENDED

AND IN THE MATTER OF CONCRETE EQUITIES INC., WEALTHCRETE INVESTMENT CORPORATION, CONCRETE ASSOCIATE INVESTMENT CORPORATION, CONCRETE ASSOCIATES INVESTMENT II CORPORATION, CONCRETE ASSOCIATES INVESTMENT III CORPORATION, CONCRETE EQUITIES INVESTMENT IV CORPORATION, CONCRETE ASSOCIATES INVESTMENT V CORPORATION, EL GOLFO INVESTMENT CORPORATION, COSTA KORAAL INVESTMENT CORPORATION, LUNA MORADA INVESTMENT CORPORATION, CONCRETE EQUITIES EXECUTIVE CLUB INC., 1456775 ALBERTA LTD., CONCRETE PLACE PROPERTIES LTD. and CONCRETE ASSOCIATES VIII CORP.

BETWEEN:

**ARIZONA GOLFO INVESTMENTS,
an Arizona Partnership**

Applicant

- and -

**ERNST & YOUNG INC.
in its capacity as Court-appointed Monitor**

Respondent

NOTICE OF MOTION

TAKE NOTICE that an application will be made on behalf of the Applicant, Arizona Golfo Investments, an Arizona Partnership, before the presiding Justice in Chambers, at the Court House, in the City of Calgary, in the Province of Alberta, on Friday, the 26th day of February, 2010 at the hour of 10:00 o'clock in the forenoon, or so soon thereafter as counsel may be heard.

1. RELIEF SOUGHT BY THE APPLICANT:

- (a) an Order declaring the claim of the Applicant in the amount of \$5,565,603.00 as against Concrete Equities Inc. to be a valid and subsisting claim in these proceedings;
- (b) costs; and

- (c) such further and other relief as this Honourable Court may deem just, including abridgment of time for service and amendment to pleadings.

2. GROUNDS FOR THIS MOTION:

- (a) The Applicant has a valid and subsisting claim in the amount of \$5,565,603.00 as against Concrete Equities Inc.; and
- (b) Such further and other grounds as appear on the hearing of this motion.

3. STATUTES OR RULES TO BE INVOKED:

- (a) the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended;
- (b) the *Judicature Act*, R.S.A. 2000, c. J-2, as amended;
- (c) the *Business Corporations Act*, R.S.A. 2000, c. B-9, as amended; and
- (d) such further and other material Rules and Statutes as counsel advises and this Honourable Court permits.

4. SUPPORTING MATERIAL:

- (a) All Orders previously granted in this action;
- (b) Affidavit of Benjamin Aguilera sworn February 23, 2010, filed February 24th, 2010; and
- (c) such further and other material as counsel advises and this Honourable Court permits.

DATED at the City of Calgary, in the Province of Alberta, this 24th day of February, 2010.

Per: _____

Tiro Clarke
 Tiro Clarke,
 Counsel to Arizona Golfo
 Investments, an Arizona Partnership

TO: Clerk of the Court

AND TO: MCCARTHY TÉTRAULT
 Sean Collins, Solicitor for the Respondent

IN THE COURT OF QUEEN'S BENCH OF
ALBERTA
JUDICIAL DISTRICT OF CALGARY

**IN THE MATTER OF THE COMPANIES
CREDITORS ARRANGEMENT ACT, R.S.C. 1985
c. C-36, AS AMENDED, SECTION 123(2) OF
THE JUDICATURE ACT, R.S.A. 2000, c. J-2, AS
AMENDED AND SECTION 99(a) OF THE
BUSINESS CORPORATIONS ACT, R.S.A. 2000,
c. B-9, AS AMENDED**

**AND IN THE MATTER OF CONCRETE
EQUITIES INC., WEALTHCRETE
INVESTMENT CORPORATION, CONCRETE
ASSOCIATE INVESTMENT CORPORATION,
CONCRETE ASSOCIATES INVESTMENT II
CORPORATION, CONCRETE ASSOCIATES
INVESTMENT III CORPORATION,
CONCRETE EQUITIES INVESTMENT IV
CORPORATION, CONCRETE ASSOCIATES
INVESTMENT V CORPORATION, EL GOLFO
INVESTMENT CORPORATION, COSTA
KORAAL INVESTMENT CORPORATION,
LUNA MORADA INVESTMENT
CORPORATION, CONCRETE EQUITIES
EXECUTIVE CLUB INC., 1456775 ALBERTA
LTD., CONCRETE PLACE PROPERTIES LTD.
and CONCRETE ASSOCIATES VIII CORP.**

BETWEEN:

**ARIZONA GOLFO INVESTMENTS,
An Arizona Partnership**

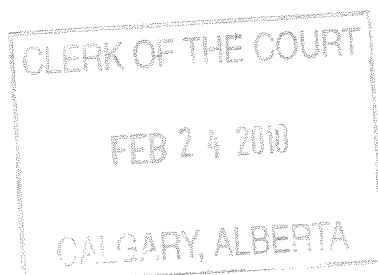
Applicant

- and -

**ERNST & YOUNG INC.
in its capacity as Court-appointed Monitor**

Respondent

NOTICE OF MOTION



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