

July 20, 2009

IN THE MATTER OF THE COMPANIES CREDITORS ARRANGEMENT ACT, R.S.C., 1985 c. C-36
AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF

Court File No. CV-09-8122-00CL

INDIA ALEX LIMITED et al

the Applicants

July 20/09.

This motion for approval of sale of for a vesting order was heard jointly with Judge Walton in a cross-border hearing.

Following the appeal motion of Gordon's of order by Judge Walton subject to winding, this court heard the Canadian part of the appeal motion. The motion was supported or opposed by all parties except for certain returns under registered pension plans.

The objection by certain returns on the basis that the liquidation value as set out in the 7th monitor report would provide greater value for the unsecured creditors was dismissed.

With reasons to follow. The 2nd ground of objection based on a claim for deemed trust funds to be held by the monitor ^{referred} from ¹²³⁰⁵⁶⁰⁹ the distribution ~~plan~~ closing the two D.P. Cansler Gray extended as per order required - ^{the} 7th report of monitor & action approved. ^{Ph Campbell}

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

Proceeding commenced at Toronto

MOTION RECORD
(Returnable July 20, 2009)

BLAKE, CASSELS & GRAYDON LLP
Barristers and Solicitors
199 Bay Street, Suite 2800
Box 25, Commerce Court West
Toronto, Ontario M5L 1A9

Linc Rogers LSUC#: 43562N
Tel: (416) 863-4168

Katherine McEachern LSUC#: 38345M
Tel: (416) 863-2566

Jackie Moher LSUC#: 53166V
Tel: (416) 863-3174
Fax: (416) 863-2653

Lawyers for the Applicants