



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CV-25-00743136-00CL

DATE: November 13, 2025

NO. ON LIST: 1

TITLE OF PROCEEDING: IN THE MATTER OF SHAW-ALMEX INDUSTRIES LIMITED et al

BEFORE: JUSTICE J. DIETRICH

PARTICIPANT INFORMATION

For Applicant:

Name of Person Appearing	Name of Party	Contact Info
Jason Wadden	Tim and Pamela Shaw	416.627.9815 jwadden@tyrllp.com

Others in Attendance:

Name of Person Appearing	Name of Party	Contact Info
Nick Avis	FTI Consulting Canada Inc. (Monitor)	416-869-5563 navis@stikeman.com
Maria Konyukhova	FTI Consulting Canada Inc. (Monitor)	416-319-1632 mkonyukhova@stikeman.com
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ENDORSEMENT OF JUSTICE J. DIETRICH:

1. A full day motion is scheduled for December 4, 2025. That motion is brought by the Monitor (the "**TUV Motion**") for a declaration that certain property was transfer at undervalue to Shaw Almex Global Holdings Limited Global Ltd. ("**Global**"), a company controlled by Timothy Shaw.
2. That motion was originally scheduled to be heard on October 17, 2025 but it was adjourned until December 4, 2025 by my endorsement of July 21, 2025.
3. A schedule was previously agreed to for the hearing of that motion, however, counsel to Global seeks an adjournment given certain health issues he advises were experienced by Mr. Shaw. He advises that he has a draft of a medical letter, but no evidence in this regard was before me.
4. Based on that previously agreed schedule, Global's responding record was required to be delivered by October 24, 2025. It was not delivered. Global now requests an adjournment of approximately 3 months - with a hearing some time in February of 2026.
5. I note that counsel to Global did not request this case conference to seek an adjournment as soon as it became clear that material would not be delivered in accordance with the agreed schedule. Rather, the Monitor, after repeatedly requesting the responding material and inquiring as to status, sought this case conference concerned that an adjournment request would be made at the last minute.
6. The Monitor filed a confidential *aide memoire* based on information contained in a Confidential Supplement to the Third Report of the Monitor that is subject to a sealing order made by me on July 18, 2025. The Confidential *Aide Memoire* is to be sealed on the same terms and for the same reasons as the Confidential Supplement was sealed.
7. If the Monitor is successful in in the TUV Motion, but it is delayed as requested by Mr. Shaw, real prejudice will be suffered by the Monitor and the Applicant's stakeholders. An adjournment until February as requested by Mr. Shaw is therefore not acceptable.
8. A short adjournment is also not possible given court timing. As such, the motion will proceed on December 4, 2025 in accordance with the following schedule:
 - a. Responding Material to be delivered on or before November 20, 2025;
 - b. Reply material, if any to be delivered on or before November 25, 2025;

- c. Completion of any r39.03 examinations and cross-examinations on affidavits (order under the Rules to be observed unless departure agreed to or ordered) on or before November 27, 2025 or as agreed to by counsel;
 - d. Monitor factum to be delivered on or before noon on December 1, 2025;
 - e. Responding factum to be delivered on or before December 2, 2025; and
 - f. Reply factum, if any to be delivered on or before noon on December 3, 2025.
9. Mr. Shaw also wishes to bring a motion to determine the ownership of Shaw-Almex Overseas Ltd. (the "**Overseas Motion**"). Pamela Shaw wishes to bring a motion with respect to the failure of the Applicants to pay post filing rent in respect of a premises in Parry Sound (the "**Unpaid Rent Motion**"). It may be that the Unpaid Rent Motion is unnecessary as the Monitor advises it is waiting on invoices to be delivered in respect of the rent.
10. The Overseas Motion and the Unpaid Rent Motion, if necessary are scheduled to be heard for **one full day on February 12, 2025**, material is to be exchanged based on a schedule to be agreed between counsel. Should a dispute arise with respect to the schedule a further case conference should be scheduled through the Commercial List Office promptly.



Date: November 13, 2025

Jane O. Dietrich