

1787811 ONTARIO INC. C/O PETER WATTS, et al.  
Applicants

and

BRIAN KEVIN POREBA  
Respondents

Court File No.:

T. Nguyen for Applicants

May 10, 2011

L. Ellis for RJC, Interim

The Applicants move for the appointment of RJC as Interim Receiver of TruBlend Tobacco, M. Poreba and M. Ostrowski. TruBlend filed a NO1 under the BIA on April 20, 2011 and the two shareholders filed NO1s on May 2, 2011.

A Motion brought against all three parties was granted by McBurney J on April 1, 2011. On April 5, 2011 - ON CONSENT this order was extended. The April 6, 2011 adjournment made.

On court 12:30 p.m. sitting order to remain in place until further order. On April 14, 2011, a motion to vary the order was adjourned. Clearly, as of today the order remain in effect.

ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)

IN THE MATTER OF AN APPLICATION UNDER  
SECTION 47 OF THE BANKRUPTCY AND  
INSOLVENCY ACT, R.S.C. 1985, C. B-3  
AND IN THE MATTER OF SECTION 101 OF THE  
COURTS OF JUSTICE ACT, R.S.O. 1990, C.C-43

Proceeding commenced at Toronto

APPLICATION RECORD

(Application for the Appointment of an Interim Receiver,  
returnable May 10, 2011)

BRAUTI THORNING ZIBARRAS LLP

151 Yonge Street, Suite 1800  
Toronto, ON M5C 2W7

P. James Zibarras  
LSUC No. 48856F

Trung S. Nguyen  
LSUC No. 49386C

Tel.: 416.362.4567  
Fax: 416.362.8410

Lawyers for the Applicants

The filing of the Notice of Intents, absent  
further order of the court, does not, in  
my view, have the effect of vacating  
or staying the effect of the Order of  
April 1, 2011 as extended on April 4, 2011.  
To hold otherwise would potentially harm  
the interests of creditors which would  
result in a ~~result~~ <sup>extreme</sup> that runs counter  
to the relief granted on April 1, 2011.  
However, in the event that I am  
in error, I am satisfied that  
the Record supports the requested  
relief ~~to~~ in the form of an  
Interim Receivership Order under  
§ 47.1 of the B.A. Such an  
order is necessary for (a) protection  
of the debtor's estate; as well as other  
interests of the Applicant.  
An order shall issue in the form  
presented. However, this matter  
should have been brought before  
the Court in London  
and the circumstances, the Order is  
to be served immediately

on all interested + necessary persons  
and shall be continued until the  
matter is fully considered  
- India at the other cost on

Thursdy May 12, 2011.  
1 hour - India.

AFD [Signature]