

<b>SUMMARY OF CURRENT DOCUMENT</b>	
<b>Name of Issuing Party or Person:</b>	<b>John Deere Credit Inc.</b>
<b>Date of Document:</b>	<b>February 2003</b>
<b>Summary of Order/Relief Sought or Statement of Purpose in filing:</b>	<b>Affidavit of David R. Bugaresti in support of the Interlocutory Applications (Inter Partes) of John Deere Credit Inc. for payment to John Deere Credit Inc. of the proceeds from the sale by the Receiver of the equipment referenced in the Interlocutory Applications filed in Court Sub-Files Numbered 7:25 and 7:37</b>
<b>Court Sub-File Number:</b>	<b>7:25 and 7:37</b>

2002 01T 0352

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR****IN THE MATTER OF**

A Court ordered Receivership  
of Hickman Equipment (1985) Limited  
("Hickman Equipment") pursuant to Rule 25  
of the *Rules of the Supreme Court, 1986*  
under the *Judicature Act*, RSNL 1990,  
c. J-4, as amended

**AND IN THE MATTER OF**

the *Bankruptcy and Insolvency Act*,  
RSC 1985, c. B-3, as amended

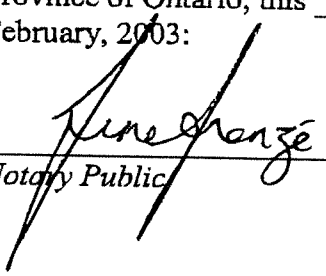
**AFFIDAVIT OF DAVID R. BUGARESTI**

I, **David R. Bugaresti**, of the City of Toronto, in the Province of Ontario, make  
oath and say as follows:

1. THAT I am Chief Counsel and Secretary of John Deere Credit Inc., and as  
such have personal knowledge of the matters herein deposed;

2. THAT I make this Affidavit in support of the Interlocutory Applications (Inter Partes) of John Deere Credit Inc. ("JDCI") for payment to JDCI of the proceeds from the sale by the Receiver of the JDCI Units (as that term is defined in the Interlocutory Applications (Inter Partes) of JDCI filed in Court Sub-Files numbered 7:25 and 7:37);
3. THAT I have reviewed the Floor Plan Notes, Chattel Mortgages and Conditional Sales Agreements from Hickman Equipment to JDCI, which created the payment obligations of Hickman Equipment to JDCI in respect of each of the JDCI Units;
4. THAT all of the aforesaid Floor Plan Notes, Chattel Mortgages and Conditional Sales Agreements are dated after 25 December 1999 and the payment obligations of Hickman Equipment under each arises as of its date;
5. THAT based on my review of the aforesaid Floor Plan Notes and Chattel Mortgages, the date upon which Hickman Equipment obtained possession as debtor of each of the JDCI Units was later than 25 December 1999.

**SWORN** to before me at Burlington, in the Province of Ontario, this 8<sup>th</sup> day of February, 2003:

  
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Notary Public

  
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DAVID R. BUGARESTI