

<b>SUMMARY OF CURRENT DOCUMENT</b>	
<b>Name of Issuing Party or Person</b>	PricewaterhouseCoopers Inc., Receiver
<b>Date of Document:</b>	26 day of June, 2003
<b>Summary of Order/Relief Sought or statement of purpose in filing:</b>	Application of the Receiver for Court approval of the Receiver's Plan for the final tasks of its mandate as Court Appointed Receiver.
<b>Court Sub-File Number:</b>	7:57 FILED SUB-FILE 8:33

2002 01T 0352

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADeR**

**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, R.S.N.L. 1990, c. J-4*, as amended

**AND IN THE MATTER OF** the *Bankruptcy and Insolvency Act, Chapter B-3 of the Revised Statutes of Canada, 1985*, as amended (the "BIA")

**ORDER ON INTERLOCUTORY APPLICATION (INTER PARTES)**

OF PRICEWATERHOUSECOOPERS INC. AS RECEIVER OF HICKMAN EQUIPMENT(1985) LIMITED ("HICKMAN EQUIPMENT")

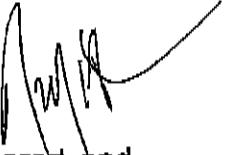
BEFORE THE HONOURABLE Mr. Justice Hall

**WHEREAS** this matter having come on for hearing on the 25<sup>th</sup> day of June 2003;

**AND WHEREAS** the parties listed in Schedule "A" to this Order having been served with notice of this application in the manner ordered by this Court on March 28, 2002;

Filed

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AND WHEREAS the parties listed in Schedule "B" to this Order having appeared and having been heard;

AND UPON reading the Affidavit of James Kirby, C.A., CIRP, Senior Vice President of PricewaterhouseCoopers Inc., St. John's, Newfoundland and Labrador, dated \_\_\_\_\_ June 2003 (the "Kirby Affidavit");

IT IS THIS DAY ORDERED AS FOLLOWS:

1. THAT unless otherwise directed by this Court, the Applicant shall complete only those tasks identified in Exhibit "1" to this Order, and all other matters be suspended unless further Order of the Court is made to truncate or expand the identified tasks upon application by either the Receiver or any other Interested Party.

DATED at St. John's, in the Province of Newfoundland and Labrador this 25<sup>th</sup> day of June, 2003.

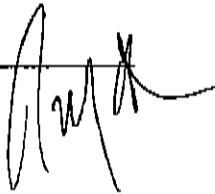
*Asst Deputy*

*Elaine Burke*  
REGISTRAR

**HICKMAN EQUIPMENT (1985) LIMITED**  
**LIST OF CONTINUING RECEIVER'S DUTIES**  
**JUNE 25, 2003**

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**EXHIBIT "1"**



**REALIZATION PLAN**

1. Accounts Receivable
  - I. Continuation with role as collection agent
  - ii. Follow up on remaining collections including:
    - (a) McNamara Construction Company
    - (b) O'Reilly's Irish Bar Inc.
    - (c) United Rentals (Canada) Limited
2. Completion of the sale of offsite parts, located in Labrador and Granite Lake
3. Follow up with respect to the sale of the remaining Smartlease vehicles.
4. Continuation of work with respect to Canada Customs and Revenue Agency with respect to the corporate tax refund.
5. Completion of on-going H.S.T. review with respect to such issues as write-off receivables and file returns.
6. Preparation and filing of Amended T2 Corporate Income Tax Returns to recover capital taxes
7. Resolution of any claims or issues arising out of the Receiver's/ Trustee's activities to date in carrying out the Realization Plan.

**CLAIMS PLAN**

1. Completion of the Final Determinations for related Hickman companies
2. Completion of the Receiver's Interlocutory Application (sub file 7:54) seeking directions concerning the interest of PricewaterhouseCoopers Inc. in 29 pieces of equipment which had been rented to it by United Rentals (Canada) Limited. Scheduled to be heard on 1 October, 2003

**LEGAL ISSUES**

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**HICKMAN EQUIPMENT (1985) LIMITED**  
**LIST OF CONTINUING RECEIVER'S DUTIES**  
**JUNE 25, 2003**

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JUN 25 2003

1. Completion of the Receiver's Interlocutory Application (sub file 7:56) for direction with respect to the Receiver's Role, if any, once the Court issues its ruling on the documents of the Auditors and related matters.
2. Continuation of the Receiver's Interlocutory Application (sub file 7:55) seeking directions concerning a claim for set-off by United Rentals of Canada Inc. Adjourned *sine die*.

**PREFERENCE REVIEW AND RELATED PARTY TRANSACTIONS REVIEW**

Completion of statutory review by Trustee in Bankruptcy of related party transactions to satisfy the Trustee's statutory obligations.

**MISCELLANEOUS**

- Maintenance of accounting
- Reporting
- Investment of funds
- Web site updates
- Communications with stakeholders
- Assisting with information requests from stakeholders, costs to be borne by stakeholders if appropriate.

**Schedule "A"**  
**Parties who have been Served**

ABN Amro Bank Canada/ ABN Amro Leasing & Tramac Equipment Ltd.	Aubrey L. Bonnell, Q.C./ Amy Crosbie David Timms Brent Keenan	722-7521 905-331-2020
Bombardier Capital Leasing & Culease Financial Services	John French	754-2701
Caterpillar Equipment	Colin D. Grant	905-849-5512
CAT Finance	James Smyth, Q.C./ Philip Warren	754-5662
Cedar Rapids	Nathan Mixdorf/ Francoise Belzil	319-399-4760 780-413-3152
CIBC	R. Wayne Myles/ Geoffrey Spencer	579-2647
CIBC Equipment Finance Ltd. /CIT Financial Ltd./	Gregory W. Dickie	722-9210
Contract Funding Group Inc.	Mark G. Klar	416-218-1831
Daimler Chrysler Financial Services/ Daimler Chrysler Capital Services/ Mercedes- Benz of Canada Inc.	Philip Buckingham/ Peter O'Flaherty Elaine Gray	722-4720 416-863-3527
Fabtek Corp.	Linc A. Rogers Rhodie E. Mercer, Q.C.	416-863-2653 726-5705
GE Capital	Harvey Chatton Frederic Scalabrin	416-218-1849 905-319-4855
GMAC	Thomas R. Kendall, Q.C.	722-1763
Group Holdings Ltd./ Hickman Equipment/ Hickman Holdings Ltd.	Robert Stack/ Griffith D. Roberts	726-2992
Ingersoll-Rand Canada Inc.	R. Barry Leamonth, Q.C. Jonathan Wigley	739-8151 416-863-6275

*[Signature]*  
722-4565

John Deere Ltd./ John Deere Credit Inc.	Neil L. Jacobs / Bruce Grant/ Maureen Ryan	
MTC Leasing Inc./ National Leasing Group Inc.	R. Paul Burgess	754-0915
ORIX Financial Services Canada Ltd.	Donald Yaeck	416-236-3010
Goodman Associates	Paul G. Goodman	902-425-3777
Royal Bank of Canada	Thomas O. Boyne, Q.C.	902-463-7500
TD Asset Finance Corp.	D. Bradford L. Wicks	753-5221
United Rentals	Robert Frank/ James Walsh	416- 360-8277 754-0106
Wells Fargo Equipment Finance Co.	Richard B. Jones	416-361-6303

**Schedule "B"**  
**Parties who have been heard**



Frederick J. Constantine	Counsel for PricewaterhouseCoopers Inc., Court appointed Receiver
Thomas Kendall, Q.C.	Counsel for GMAC/ GMAC Leaseco
Wayne Myles, Q.C. & Geoffrey Spencer	Counsel for CIBC
Gregory Smith & Amy Crosbie	Counsel for ABN Amro Bank Canada/ ABN Amro Leasing Tramac Equipment Ltd./ Royal Bank of Canada
Griffith Roberts	Counsel for Group Holdings Ltd./ Hickman Motors Ltd.
Gregory W. Dickie	Counsel for CIBC Equipment Finance Ltd. /CIT Financial Ltd.
Maureen Ryan	Counsel for John Deere Ltd./ John Deere Credit Inc.
Philip Buckingham	Counsel for Daimler Chrysler Financial/ Services/ Daimler Chrysler Capital Services/ Mercedes-Benz of Canada Inc.
James Walsh	Counsel for United Rentals