

**ONTARIO
SUPERIOR COURT OF JUSTICE
(IN BANKRUPTCY AND INSOLVENCY)**

THE HONOURABLE MR.

)

MONDAY, THE 9th

)

JUSTICE MORAWETZ

)

DAY OF DECEMBER, 2013

**IN THE MATTER OF THE BANKRUPTCY OF
MF GLOBAL CANADA CO.,
OF THE CITY OF TORONTO, IN THE PROVINCE OF ONTARIO**

CUSTOMER POOL FUND RE-ALLOCATION ORDER

THIS MOTION, made by KPMG Inc., in its capacity as trustee in bankruptcy of MF Global Canada Co. (the "**Trustee**") was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Notice of Motion, the Seventh Report of the Trustee dated December 2, 2013 (the "**Seventh Report**") and the Schedules thereto, and on hearing the submissions of counsel to the Trustee, ~~Customer Representative Counsel~~ ^{BY FRIEDBERG MERCANTILE GROUP INC. (No. 100)} and CIPF, no one else appearing although duly served as set out in the Affidavit of Service of Miriam Sinclair, dated December 3, 2013, filed.

SERVICE

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record herein is hereby abridged so that this Motion is properly returnable today and that any further service of the Notice of Motion and the Motion Record is hereby dispensed with.

DEFINITIONS

2. **THIS COURT ORDERS** that for purposes of this Customer Pool Fund Re-allocation Order the following terms shall have the following meanings:

- (a) **“Account Transfer, Support and Vesting Order”** means the order of the Honourable Mr. Justice Colin L. Campbell dated November 14, 2011, as it may be amended from time to time;
- (b) **“Authorized Activity”** has the meaning ascribed in paragraph 8 hereof;
- (c) **“BIA”** means the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c.B-3, as amended;
- (d) **“Business Day”** means a day, other than a Saturday or a Sunday, on which banks are generally open for business in Toronto, Ontario;
- (e) **“CIPF”** means Canadian Investor Protection Fund;
- (f) **“Claim”** means any right of a Person against MF Global Canada in connection with any indebtedness, liability or obligation of any kind whatsoever in existence on the Date of Bankruptcy and any interest accrued thereon or costs payable in respect thereof, whether liquidated, unliquidated, reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, unsecured, by guarantee, surety, or otherwise, and whether or not such right is executory or anticipatory in nature, or any right or ability of any person to advance a claim for contribution or indemnity or otherwise with respect to any matter, action, cause or chose in action, together with any other claims of any kind that, if unsecured, would be a debt or liability provable in bankruptcy within the meaning of the BIA; For greater certainty, the foregoing definition of Claim is not intended to expand the definition of “claims provable” pursuant to section 121 of the BIA;
- (g) **“Claims Reserve”** means a reserve to be established by the Trustee and held pursuant to the terms of this Customer Pool Fund Re-allocation Order in respect of Non-processed Net Equity Claims and Disputed Net Equity Claims.

- (h) **“Court”** means the Ontario Superior Court of Justice (In Bankruptcy and Insolvency);
- (i) **“Creditor”** means, in its capacity asserting such a claim, any Person with a Claim against MF Global Canada, other than a Claim for Net Equity;
- (j) **“Customer”** has the meaning ascribed to it in section 253 of the BIA;
- (k) **“Customer Pool Fund”** has the meaning ascribed to it in section 261 of the BIA;
- (l) **“Customer Pool Fund Re-allocation Order”** means this Order;
- (m) **“Customer Representative Counsel”** means Stikeman Elliott LLP;
- (n) **“Customer Representative Counsel Order”** means the order of the Honourable Mr. Justice Colin L. Campbell dated November 14, 2011 appointing Customer Representative Counsel, as amended from time to time;
- (o) **“Customer Representatives”** means Callidus Capital Corporation and XL Foods Inc., appointed pursuant to the Customer Representative Counsel Order;
- (p) **“Date of Bankruptcy”** means November 4, 2011;
- (q) **“Defunct Securities”** has the meaning ascribed to it in paragraph 16 of the Seventh Report;
- (r) **“Disputed Net Equity Claims”** means, unless a notice of disallowance has been issued by the Trustee and finally disposed of, the Revised Net Equity Claim of Jerry Perfetti in the amount of \$39,880.95 and the Net Equity Claim of Joe Wappler in the amount of \$30,150.00;
- (s) **“Equitable Priority Order”** shall have the meaning ascribed to it in paragraph 1(b) of the Friedberg Statement of Claim;
- (t) **“Estate”** means the bankruptcy estate of MF Global Canada;
- (u) **“Excluded Customer”** means a Customer on the Excluded Customer List;
- (v) **“Excluded Customer List”** has the meaning ascribed to it in the Transfer Agreement;

- (w) **“Final Notice to Liquidation Customers”** means the notice to be published in accordance with paragraph 11 hereof, substantially in the form of the notice attached hereto as **Schedule “A”**;
 - (x) **“Final Notice to Unpaid Customers”** means the notice to be published in accordance with paragraph 20 hereof, substantially in the form of the notice attached hereto as **Schedule “B”**;
 - (y) **“Friedberg Statement of Claim”** means the Statement of Claim dated October 10, 2013 issued by Friedberg Mercantile Group Inc. against the Estate, in the form attached as Appendix “J” to the Seventh Report;
 - (z) **“Futures Customer”** means any Person that appears on the books and records of MF Global Canada as a Customer of MF Global Canada as at the Date of Bankruptcy with an account that held futures or commodities contracts as at the Date of Bankruptcy, excluding FX Customers;
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- (aa) **“FX”** means foreign exchange;
 - (bb) **“FX Customer”** means any Person that appears on the books and records of MF Global Canada as a Customer of MF Global Canada as at the Date of Bankruptcy who dealt in online FX (a **“Retail FX Customer”**) or corporate FX (a **“Corporate FX Customer”**) trading through or with MF Global Canada;
 - (cc) **“General Fund”** has the meaning ascribed to it in section 261 of the BIA;
 - (dd) **“Liquidation Customer”** means any Customer that is named as the account holder of a Liquidation Customer’s Account;
 - (ee) **“Liquidation Customer Account”** means a Transferred Account that is also subject to the circumstances set out in paragraphs 15 to 19 of the Seventh Report;
 - (ff) **“Liquidation Customer Account Bar Date”** means 5:00 p.m. (Toronto Time) on January 31, 2014;
 - (gg) **“Liquidation Customer Account Protocol”** means the process for the liquidation of Liquidation Customer Accounts pursuant to Authorized Activities summarized in paragraphs 24-30 of the Seventh Report;
 - (hh) **“MF Global Canada”** means MF Global Canada Co.;

- (ii) **“Net Equity Calculation”** means the amount of Net Equity of a Customer as calculated by the Trustee from the books and records of MF Global Canada or Third Party Records as at the Date of Bankruptcy;
- (jj) **“Net Equity Claim”** means the amount of “net equity” (as that term is defined in section 253 of the BIA) of each Customer that has been accepted by the Trustee;
- (kk) **“Net Liquidation Proceeds”** means, with respect to a particular Liquidation Customer, the amount transferred to the Trustee from RBCDS in respect of the Liquidation Customer’s Account pursuant to any of the Authorized Activities and for greater clarity shall be the amount received from the liquidation of holdings in the Liquidation Customer Accounts, less amounts remitted to Canada Revenue Agency, and less any and all amounts owed to RBCDS in respect of fees charged by RBCDS for its servicing of the Liquidation Customer Accounts up to the date on which the transfer of such amount to the Trustee occurs;
- (ll) **“Non-processed Net Equity Claims”** means the Net Equity Claims of Unpaid Customers that have not been paid out of the Estate as a result of the failure or neglect of the Unpaid Customer, for any reason, to negotiate a cheque paid from the Estate in respect of the Unpaid Customer’s Net Equity Claim;
- (mm) **“Notice of Claim to Proceeds”** means any notice given by a Liquidation Customer to the Trustee to claim the Net Liquidation Proceeds of the Liquidation Customer’s Account or given by an Unpaid Customer to the Trustee for the payment of the Net Equity Claim of the Unpaid Customer;
- (nn) **“Person”** means any individual, partnership, firm, joint venture, trust, entity, corporation, unincorporated organization, trade union, pension plan administrator, pension plan regulator, governmental authority or agency, employee or other association or similar entity, howsoever designated or constituted;
- (oo) **“RBCDS”** means RBC Dominion Securities Inc., its affiliates, successors, and assigns;
- (pp) **“Residual Amount Payment”** has the meaning ascribed in paragraph 22 hereof;

- (qq) **“Third Party Records”** means the books and records of various contract counterparties providing clearing, back office and support arrangements to MF Global Canada in the ordinary course of business of MF Global Canada;
- (rr) **“Transfer Agreement”** means the Account Transfer and Support Agreement dated November 17, 2011 between the Trustee and RBCDS;
- (ss) **“Transferred Account”** has the meaning ascribed to it in the Transfer Agreement;
- (tt) **“Transferred Amount”** means the value of the cash and securities transferred to RBCDS in respect of a particular Transferred Account in accordance with the Transfer Agreement;
- (uu) **“Trustee’s Web-site”** means the website set up by the Trustee for posting notices and documents relating to the bankruptcy proceedings of MF Global Canada, namely www.kpmg.ca/mfglobalcanada;
- (vv) **“Unpaid Customer”** means any Customer, including a Retail FX Customer or a Corporate FX Customer that has not deposited, endorsed or otherwise negotiated by or for the benefit of the Customer named thereon, the cheque provided to such Customer by the Trustee regarding the Net Equity Claim of the Customer, but Unpaid Customer shall not include a Customer with an Independently Confirmed Net Equity Claim; and
- (ww) **“Unpaid Customer Bar Date”** means 5:00 p.m. (Toronto Time) on January 31, 2014.

APPROVAL OF TRUSTEE’S ACTIVITIES AND TRUSTEE’S REPORT

3. **THIS COURT ORDERS** that the Seventh Report, and the activities of the Trustee as detailed in the Seventh Report, are hereby approved.

CUSTOMER POOL FUND RE-ALLOCATION

4. **THIS COURT ORDERS** that the Trustee is authorized to establish the Claims Reserve.

5. **THIS COURT ORDERS** that paragraph 6 of this Order shall be without prejudice to the claim for the Equitable Priority Order.

6. **THIS COURT ORDERS** that, subject to paragraph 4 and 5 hereof, and notwithstanding section 262(1) of the BIA, all of the cash and securities in the Estate shall be deemed to be allocated only to:

- (i) the costs of administration referred to in paragraph 136(1)(b) of the BIA; and
- (ii) the General Fund.

PROTECTIONS FOR THE TRUSTEE

7. **THIS COURT ORDERS** that: (a) in carrying out the terms of this Customer Pool Fund Re-allocation Order, the Trustee shall have all of the protections given to it by the BIA and as an officer of this Court, including the stay of proceedings in its favour; (b) the Trustee shall not incur any liability as a result of the carrying out of the provisions of this Customer Pool Fund Re-allocation Order, save and except for wilful misconduct and gross negligence; and (c) the Trustee shall be entitled to rely on the books and records of MF Global Canada and Third Party Records without independent investigation, and shall not be liable for any claims or damages resulting from any errors or omissions in such books, records or information.

AUTHORIZED ACTIVITIES - PROTECTIONS FOR RBCDS

8. **THIS COURT ORDERS** that RBCDS is hereby authorized, upon receipt of instructions from the Trustee, to carry out the the following Authorized Activities in respect of Transferred Accounts that are Liquidation Customer Accounts:

| Type of Liquidation Customer Account | Authorized Activity |
|---|--|
| Equity Accounts – Registered | <ul style="list-style-type: none"> - The Trustee will instruct RBCDS to liquidate any remaining registered equity accounts that are Liquidation Customer Accounts and RBCDS will liquidate such Liquidation Customer Accounts in accordance with the Trustee’s instructions; - RBCDS will retain the appropriate withholding tax and remit to Canada Revenue Agency; and - RBCDS will transfer all remaining funds (in this instance, the Net Liquidation Proceeds) |

| | |
|---|--|
| | to the Trustee's trust account. |
| Equity Accounts – Non-registered | <ul style="list-style-type: none"> - The Trustee will instruct RBCDS to liquidate any remaining non-registered equity accounts that are Liquidation Customer Accounts and RBCDS will liquidate such Liquidation Customer Accounts in accordance with the Trustee's instructions; and - RBCDS will transfer all proceeds (in this instance, the Net Liquidation Proceeds) to the Trustee's trust account. |
| Equity Accounts with Defunct Securities – Registered | <ul style="list-style-type: none"> - The Trustee will instruct RBCDS to liquidate any remaining registered equity accounts with Defunct Securities that are Liquidation Customer Accounts and RBCDS will liquidate such Liquidation Customer Accounts in accordance with the Trustee's instructions; - RBCDS will retain the appropriate withholding tax and remit to Canada Revenue Agency; - RBCDS will issue notice to the customer of the confirmed liquidation value of the Defunct Securities for tax reporting purposes; and - RBCDS will transfer all remaining funds (in this instance, the Net Liquidation Proceeds) to the Trustee's trust account. |
| Equity Accounts with Defunct Securities – Non-registered | <ul style="list-style-type: none"> - The Trustee will instruct RBCDS to liquidate any remaining non-registered equity accounts with Defunct Securities that are Liquidation Customer Accounts and RBCDS will liquidate such Liquidation |

| | |
|----------------|--|
| | <p>Customer Accounts in accordance with the Trustee's instructions;</p> <ul style="list-style-type: none"> - RBCDS will issue notice to the customer of the confirmed liquidation value of the Defunct Securities for tax reporting purposes; and - RBCDS will transfer all remaining funds (in this instance, the Net Liquidation Proceeds) to the Trustee's trust account. |
| Futures | <ul style="list-style-type: none"> - The Trustee will instruct RBCDS to liquidate any remaining futures that are Liquidation Customer Accounts and RBCDS will liquidate such Liquidation Customer Accounts in accordance with the Trustee's instructions; and - RBCDS will transfer all remaining funds (in this instance, the Net Liquidation Proceeds) to the Trustee's trust account. |

9. **THIS COURT ORDERS** that RBCDS, the Trustee and CIPF shall not incur any liability or responsibility whatsoever, for or in connection with any claim by any former Customer of MF Global Canada arising from, relating to or in connection with the Authorized Activities.

LIQUIDATION DOES NOT AFFECT TERMS OF ACCOUNT TRANSFER, APPROVAL AND VESTING ORDER

10. **THIS COURT ORDERS** that, notwithstanding the liquidation of any securities in the Liquidation Customer Accounts pursuant to paragraph 8 hereof, the terms of the Account Transfer Vesting and Approval Order shall continue to apply to the Liquidation Customer Accounts and in respect of the Liquidation Customer.

PUBLICATION OF FINAL NOTICE TO LIQUIDATION CUSTOMERS

11. **THIS COURT ORDERS** that the Trustee shall cause the Final Notice to Liquidation Customers to be published in The Globe and Mail (National Edition) and The National Post (National Edition) on a day prior to December 20, 2013.

12. **THIS COURT ORDERS** that the Trustee shall cause the Final Notice to Liquidation Customers and a copy of the Customer Pool Fund Re-allocation Order to be posted on the Trustee's Web-site commencing five Business Days after the date hereof and continuing until the Trustee's application for discharge.

DIRECT MAILING TO LIQUIDATION CUSTOMERS

13. **THIS COURT ORDERS** that the Trustee shall send a copy of the Final Notice to Liquidation Customers and the Customer Pool Fund Re-allocation Order to each Liquidation Customer holding an Liquidation Customer Account to the last known address of such Liquidation Customer as shown in the books and records of MF Global Canada, Third Party Records or as a result of any updated information obtained by RBCDS, by prepaid ordinary mail and, where possible, with a copy by email to the last known email address connected with the Liquidation Customer, on or before December 20, 2013.

LIQUIDATION CUSTOMER ACCOUNT BAR DATE

14. **THIS COURT ORDERS** that any Liquidation Customer with a Liquidation Customer Account shall notify the Trustee in writing of any Claim that it may assert to the Net Liquidation Proceeds by delivering a Notice of Claim to Proceeds to the Trustee such that the Notice of Claim to Proceeds is received by the Trustee by no later than the Liquidation Customer Account Bar Date.

15. **THIS COURT ORDERS** that the Trustee is authorized to pay the Net Liquidation Proceeds to any Liquidation Customer that delivers a Notice of Claim to Proceeds in accordance with

paragraph 14 hereof and that the payment of such Net Liquidation Proceeds shall be made in full and final satisfaction of any Net Equity Claim of the Liquidation Customer against the Estate.

16. **THIS COURT ORDERS** that any Liquidation Customer who does not deliver a Notice of Claim to Proceeds to the Trustee on or before the Liquidation Customer Account Bar Date, in accordance with paragraph 14 hereof shall have any and all Claims to the Net Liquidation Proceeds forever barred and extinguished.

17. **THIS COURT ORDERS** that any Net Liquidation Proceeds that are not paid to Liquidation Customers pursuant to paragraph 15 hereof shall, immediately following the Liquidation Customer Account Bar Date, be allocated to the General Fund.

18. **THIS COURT ORDERS** that, notwithstanding the terms of paragraph 14 hereof, any Liquidation Customer that has not delivered a Notice of Claim to Proceeds to the Trustee and whose claim to the Net Liquidation Proceeds has been barred and extinguished pursuant to paragraph 16 hereof shall be deemed to have filed a claim as a Creditor against the General Fund in the amount of the Net Liquidation Proceeds.

19. **THIS COURT ORDERS** that CIPF shall have no liability whatsoever to any Liquidation Customer in respect of any Net Equity Claim of the Liquidation Customer or in connection with the Liquidation Customer Account.

PUBLICATION OF FINAL NOTICE TO UNPAID CUSTOMERS

20. **THIS COURT ORDERS** that the Trustee shall cause the Final Notice to Unpaid Customers to be published in The Globe and Mail (National Edition) and The National Post (National Edition) on a day prior to December 20, 2013.

21. **THIS COURT ORDERS** that the Trustee shall cause the Final Notice to Unpaid Customers to be posted on the Trustee's Website commencing five Business Days after the date hereof and continuing until the Trustee's application for discharge.

DIRECT MAILING TO UNPAID CUSTOMERS

22. **THIS COURT ORDERS** that the Trustee shall send a copy of the Final Notice to Unpaid Customers and the Customer Pool Fund Re-allocation Order to each Unpaid Customer to the last known address of such Unpaid Customer as shown in the books and records of MF Global Canada or Third Party Records, by prepaid ordinary mail and, where possible, with a copy by email to the last known email address connected with the Unpaid Customer, on or before December 20, 2013.

UNPAID CUSTOMER BAR DATE

23. **THIS COURT ORDERS** that any Unpaid Customer that intends to assert a Net Equity Claim against the Customer Pool Fund shall notify the Trustee in writing of such Claim by delivering a Notice of Claim to Proceeds to the Trustee in accordance with paragraph 32 hereof such that the Notice of Claim to Proceeds is received by the Trustee by no later than the Unpaid Customer Bar Date.

24. **THIS COURT ORDERS** that the Trustee is authorized to pay the Net Equity Claim to any Unpaid Customer that delivers a Notice of Claim to Proceeds in accordance with paragraph 23 hereof and that the such payment shall be made in full and final satisfaction of the Net Equity Claim of the Unpaid Customer against the Estate.

25. **THIS COURT ORDERS** that any Unpaid Customer who does not deliver a Notice of Claim to Proceeds to the Trustee on or before the Unpaid Customer Bar Date, in accordance with paragraph 23 hereof shall have its Net Equity Claim forever barred and extinguished.

26. **THIS COURT ORDERS** that any proceeds held by the Trustee in the Claims Reserve in respect of the particular Customer's Net Equity Claim that are not paid to the Unpaid Customer pursuant to paragraph 24 hereof shall, immediately following the Unpaid Customer Bar Date, be allocated to the General Fund.

27. **THIS COURT ORDERS** that, notwithstanding the terms of paragraph 23 hereof, any Unpaid Customer that has not delivered a Notice of Claim to Proceeds to the Trustee and whose Net Equity Claim has been barred and extinguished pursuant to paragraph 25 hereof shall be

deemed to have filed a claim as a Creditor against the General Fund in the amount of the Net Equity Claim.

28. **THIS COURT ORDERS** that CIPF shall have no liability whatsoever to any Unpaid Customer in respect of any Net Equity Claim of the Unpaid Customer.

REVIEW PROCESS

29. **THIS COURT ORDERS** that the Trustee is hereby authorized and directed to use reasonable discretion as to the adequacy of any Notice of Claim to Proceeds given pursuant to this Customer Pool Fund Re-allocation Order.

FUTURES CUSTOMERS

30. **THIS COURT ORDERS** that, in the event that any Futures Customer of MF Global Canada confirms to the Trustee in writing that its reconciliation of the amount claimed from the Estate is less than the Net Equity Calculation determined by the Trustee, the Net Equity Calculation in respect of the Futures Customer shall be deemed to be the amount confirmed by the Futures Customer (the “**Independently Confirmed Net Equity Claim**”) and, upon receipt of the cash and/or securities from the Customer Pool Fund necessary to satisfy the Independently Confirmed Net Equity Claim, the Net Equity Claim of the Futures Customer shall be deemed to have been fully paid from the Customer Pool Fund and such Customer shall have no claim against the General Fund for any balance or other Net Equity Claim.

GENERAL PROVISIONS

31. **THIS COURT ORDERS** that the Trustee, in addition to its prescribed rights and obligations under the BIA and under the Bankruptcy Orders, is hereby directed and empowered to take such other actions and fulfill such other roles as are contemplated by this Customer Pool Fund Re-allocation Order.

32. **THIS COURT ORDERS** that, except as otherwise set out herein, any notice or communication required to be delivered in writing pursuant to the terms of this Customer Pool Fund Re-allocation Order may be delivered by facsimile or electronic transmission, personal delivery, courier or, as necessary, by prepaid mail and, in the case of notices or communications to the Trustee, shall be addressed to the Trustee as follows:

KPMG INC., in its capacity as Trustee in Bankruptcy
of MF Global Canada Co.
333 Bay Street, Suite 4600
Bay Adelaide Centre
Toronto, Ontario
Canada, M5H 2S5

Attention: MF Global Canada – Claims
Telephone: 416-777-3666
Toll Free Number: 1-866-602-6743
Fax: 416-777-3364
Email: mfglobalcanada@kpmg.ca

DISCHARGE OF REPRESENTATIVES

33. THIS COURT ORDERS AND DECLARES that XL Foods Inc. is hereby discharged as a Customer Representative of MF Global Canada Co.

34. THIS COURT ORDERS AND DECLARES that Stikeman Elliott LLP is hereby discharged as Customer Representative Counsel.

35. THIS COURT ORDERS AND DECLARES that Callidus Capital Corporation and XL Foods Inc. and Stikeman Elliott LLP have discharged all of their duties and obligations pursuant to the Customer Representative Counsel Order and shall have no further obligations or duties as Customer Representatives or Customer Representative Counsel, respectively.

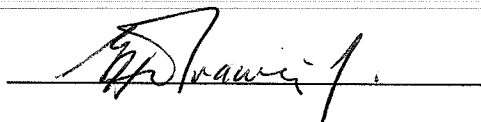
36. THIS COURT ORDERS AND DECLARES that Callidus Capital Corporation, XL Foods Inc. and Stikeman Elliott LLP (the “**Released Parties**”) be and the same are hereby released and discharged from any and all liabilities that the Released Parties now have or may hereafter have by reason of, or in any way arising out of, the acts or omissions of the Released Parties while acting as Customer Representatives or Customer Representative Counsel, respectively, pursuant to the Customer Representative Counsel Order, save and except for any gross negligence or unlawful misconduct on the part of the Released Parties. Without limiting the generality of the foregoing, the Released Parties are hereby forever released and discharged from any and all liabilities relating to matters that were raised, or which could have been raised, in the MF Global

Canada Co. bankruptcy proceedings, save and except for any gross negligence or unlawful misconduct on the part of the Released Parties. Notwithstanding the foregoing, the protections provided to the Released Parties in the Customer Representative Order, shall continue to apply to the Released Parties.

DIRECTIONS

37. **THIS COURT ORDERS** that the Trustee may, at any time, and with such notice as this Court may require, seek directions from the Court with respect to this Customer Pool Fund Re-allocation Order.

38. **THIS COURT ORDERS** that the foregoing terms of this Customer Pool Fund Re-allocation Order shall not restrict or in any way affect the right of the Trustee to apply to the Court for directions and/or declaratory relief with respect to any Claim in the estate of MF Global Canada.

A handwritten signature in black ink, appearing to read "M. Brown", is written over a horizontal line.

SCHEDULE "A"

FINAL NOTICE TO LIQUIDATION CUSTOMERS OF MF GLOBAL CANADA CO.

NOTICE IS HEREBY GIVEN that, pursuant to an Order of the Ontario Superior Court of Justice made on December 9, 2013 (the "Customer Pool Fund Re-allocation Order"), a process was approved for the liquidation of any remaining securities held in accounts transferred from the estate of MF Global Canada Co. to RBC Dominion Securities Inc. pursuant to the Account Transfer, Vesting and Approval Order of the Court dated November 14, 2011 if the Customer named on the Transferred Account has not provided instructions to RBCDS for the transfer or liquidation of the account prior to January 31, 2014.

CLAIMS TO THE NET LIQUIDATION PROCEEDS OF ANY OF THE LIQUIDATION CUSTOMER ACCOUNTS MUST BE MADE TO THE TRUSTEE ON OR BEFORE 5:00 P.M. (TORONTO TIME) ON JANUARY 31, 2014 (THE "LIQUIDATION CUSTOMER ACCOUNT BAR DATE"), FAILING WHICH ALL SUCH CLAIMS TO THE NET LIQUIDATION PROCEEDS WILL BE BARRED AND FOREVER EXTINGUISHED. NOTWITHSTANDING, THE LIQUIDATION CUSTOMER WILL CONTINUE TO HAVE A CLAIM AS A CREDITOR FOR THE AMOUNT OF THE NET LIQUIDATION PROCEEDS IN THE GENERAL FUND OF THE ESTATE.

The Trustee will be sending a copy of this Final Notice and a copy of the Customer Pool Fund Re-allocation Order to Liquidation Customers. A copy of this Final Notice and the Customer Pool Fund Re-allocation Order are posted on the Trustee's website at: www.kpmg.ca/mfglobalcanada. Persons requiring further information regarding the Customer Pool Fund Re-allocation Order may contact the Trustee at:

KPMG INC., in its capacity as Trustee in Bankruptcy
of MF Global Canada Co.
333 Bay Street, Suite 4600
Bay Adelaide Centre
Toronto, Ontario
Canada, M5H 2S5

Attention: MF Global Canada –Claims
Telephone: 416-777-3666
Toll Free Number: 1-866-602-6743
Fax: 416-777-3364
Email: mfglobalcanada@kpmg.ca

SCHEDULE "B"**FINAL NOTICE TO UNPAID CUSTOMERS OF MF GLOBAL CANADA CO.****NOTICE OF BAR DATE**

NOTICE IS HEREBY GIVEN that, pursuant to an Order of the Ontario Superior Court of Justice made on December 9, 2013 (the "**Customer Pool Fund Re-allocation Order**"), a process was approved to make a final attempt to pay the Net Equity Claims of Customers of MF Global Canada Co. that have failed or neglected to negotiate distribution cheques sent by the Trustee to such Customers (hereinafter referred to as "**Unpaid Customers**").

ANY UNPAID CUSTOMER THAT INTENDS TO ASSERT ITS NET EQUITY CLAIM MUST PROVIDE THE TRUSTEE WITH NOTICE IN WRITING OF ITS CLAIM ON OR BEFORE 5:00 P.M. (TORONTO TIME) ON JANUARY 31, 2014 (THE "UNPAID CUSTOMER BAR DATE"), FAILING WHICH ALL SUCH NET EQUITY CLAIMS WILL BE BARRED AND FOREVER EXTINGUISHED. NOTWITHSTANDING, THE UNPAID CUSTOMER WILL CONTINUE TO HAVE A CLAIM FOR THE AMOUNT OF THE NET EQUITY CLAIM AS A CREDITOR IN THE GENERAL FUND OF THE ESTATE.

The Trustee will be sending a copy of this Final Notice and a copy of the Customer Pool Fund Re-allocation Order to Unpaid Customers. A copy of this Final Notice and the Customer Pool Fund Re-allocation Order are posted on the Trustee's website at: www.kpmg.ca/mfglobalcanada. Persons requiring further information regarding the Customer Pool Fund Re-allocation Order may contact the Trustee at:

KPMG INC., in its capacity as Trustee in Bankruptcy
of MF Global Canada Co.
333 Bay Street, Suite 4600
Bay Adelaide Centre
Toronto, Ontario
Canada, M5H 2S5

Attention: MF Global Canada –Claims
Telephone: 416-777-3666
Toll Free Number: 1-866-602-6743
Fax: 416-777-3364
Email: mfglobalcanada@kpmg.ca

Court File No. 31-0R-207854-T

IN THE MATTER OF THE BANKRUPTCY OF MF GLOBAL CANADA CO., OF THE CITY OF TORONTO, IN THE PROVINCE OF ONTARIO

ONTARIO
SUPERIOR COURT OF JUSTICE
(IN BANKRUPTCY AND INSOLVENCY)
PROCEEDINGS COMMENCED AT TORONTO

**CUSTOMER POOL FUND RE-
ALLOCATION ORDER**

BORDEN LADNER GERVAIS LLP
Barristers and Solicitors
Scotia Plaza, 40 King Street West
Toronto, Ontario, M5H 3Y4

CRAIG J. HILL
Tel: (416) 367-6156
Fax: (416) 361-7301
(LSUC #31888K)

Lawyers for KPMG Inc., in its capacity as trustee in
bankruptcy of MF Global Canada Co.