



**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE *me* )  
JUSTICE *T. McGowan* )  
)

FRIDAY, THE 4<sup>TH</sup>  
DAY OF JULY, 2014

BETWEEN:

ROYAL BANK OF CANADA

Applicant

- and -

ATLAS BLOCK CO. LIMITED, ATLAS BLOCK (BROCKVILLE) LTD. and 1035162  
ONTARIO INC., o/a ATLAS BLOCK TRUCKING

Respondents

APPLICATION UNDER SUBSECTION 243(1) OF THE BANKRUPTCY AND INSOLVENCY  
ACT, R.S.C. 1985, c. B-3, AS AMENDED AND SECTION 101 OF THE COURTS OF JUSTICE  
ACT, R.S.O. 1990, c. C.43, AS AMENDED

**DISTRIBUTION ORDER**

**THIS MOTION**, made by KPMG Inc. in its capacity as the Court-appointed receiver (the "**Receiver**") of the undertaking, property and assets of Atlas Block Co. Ltd., Atlas Block (Brockville) Ltd. and 1035162 Ontario Inc. o/a Atlas Block Trucking (the "**Debtors**") for an order approving the distribution to the Royal Bank of Canada ("**RBC**") of certain funds, as more particularly described in the Sixth Report of the Receiver dated June 23, 2014 (the "**Sixth Report**"), was heard this day at 330 University Avenue, Toronto, Ontario.

**ON READING** the Motion Record of the Receiver, including the Receiver's Sixth Report and the appendices thereto, filed, and on hearing the submissions of counsel for the Receiver and

RBC, no one appearing for any other person on the service list, although properly served as appears from the affidavit of service of Kim Hamill, sworn June 25, 2014, filed:

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

2. **THIS COURT ORDERS** that the Sixth Report and the activities of the Receiver, as set out in the Sixth Report, are hereby approved.

3. **THIS COURT ORDERS** and approves the proposed distribution to the Royal Bank of Canada in the amount of \$475,000 of currently available funds, as set out in the Sixth Report.

4. **THIS COURT ORDERS** that the fees and disbursements of the Receiver in the amount of \$35,442.25, for the period of April 16, 2014 to June 15, 2014, as set out in the Sixth Report and the Affidavit of Kevin J. Treacy, sworn June 19, 2014, are hereby approved.

5. **THIS COURT ORDERS** that the fees and disbursements of the Receiver's U.S. Counsel, Hiscock & Barclay LLP in the amount of \$13,521.49 USD, for the period up to May 31, 2014, as set out in the Sixth Report, are hereby approved.

6. **THIS COURT ORDERS** that the fees and disbursements of the Receiver's counsel, Davis LLP, in the amount of \$52,922.01, inclusive of taxes and disbursements, for the period of April 16, 2014 to June 11, 2014 as set out in the Report and the Affidavit of Bruce Darlington, sworn June 24, 2014, are hereby approved.

ENTERED AT / INSCRIT A TORONTO  
ON / BOOK NO:  
LE / DANS LE REGISTRE NO.:

JUL 04 2014

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ROYAL BANK OF CANADA  
Applicant

-and-

ATLAS BLOCK CO. LIMITED et al.  
Respondents

Court File No. CV-13-10201-00CL

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

PROCEEDING COMMENCED AT  
TORONTO

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**ORDER**

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