

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE *MR.* ) TUESDAY, THE 19<sup>TH</sup> DAY  
JUSTICE *LEDERMAN* ) OF DECEMBER, 2006

**BETWEEN:**

**I. F. PROPCO HOLDINGS (ONTARIO) 23 LTD.**

**Applicant**



- and -

**AFM HOSPITALITY CORPORATION**

**Respondent**

**ORDER**

**THIS MOTION**, made by Mintz & Partners Limited in its capacity as Interim Receiver and Receiver and Manager (the “**Receiver**”) of all of the assets, undertakings and properties of AFM Hospitality Corporation (“**AFM**”) appointed pursuant to the Order of the Honourable Mr. Justice Campbell dated April 29, 2005 (the “**Appointment Order**”), for certain relief as described in the Notice of Motion was heard this day at 330 University Avenue, Toronto, Ontario.

**ON READING** the Fourth Report of the Receiver dated December 15, 2006 and the appendices thereto (the "**Fourth Report**") and the Supplementary Report to the Fourth Report and the appendix thereto (the "**Supplementary Report**") and on hearing the submissions of counsel for the Receiver and counsel for I.F. Propco Holdings (Ontario) 23 Ltd. and others,

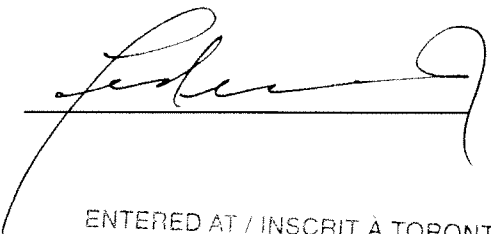
1. **THIS COURT ORDERS** that the authorized borrowings of the Receiver pursuant to paragraph 22 of the Appointment Order are hereby increased to \$1,523,500 effective as of August 22, 2006.

2. **THIS COURT ORDERS** that the activities of the Receiver to November 30, 2006 as described in the Fourth Report including the decision of the Receiver not to oppose the Applicant's foreclosure application are hereby approved.

3. **THIS COURT ORDERS** that the Receiver is authorized to execute and deliver the full and final release referred to in the Fourth Report.

*✓*  
*✓*  
*✓*  
~~4. **THIS COURT ORDERS** that the Supplementary Report be sealed~~

5. **THIS COURT ORDERS** that the interim accounts of the Receiver and its legal counsel as described in the Fourth Report are hereby approved.



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

DEC 20 2006

PER/PAF *A*

I.F. PROPCO HOLDINGS (ONTARIO) 23 LTD.  
Applicant

and

AFM HOSPITALITY CORPORATION  
Respondent

Court File No.: 05-CL-5878

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)**

Proceedings commenced at TORONTO

**ORDER**

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Solicitors for Mintz & Partners Limited, in its capacity as Interim Receiver and Receiver and Manager of the property, assets and undertaking of AFM Hospitality Corporation