

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

BETWEEN:

UDAYAN PANDYA

Plaintiff

-and-

COURTNEY WALLIS SIMPSON, YORK REGION  
REALTY INC., WALLIS SIMPSON & ASSOCIATES,  
COURTNEY WALLIS SIMPSON c.o.b. as YORK MANAGEMENT GROUP  
and as CAMCO DEVELOPMENTS and as YORK GROUP

Defendants

In the Matter of the *Class Proceedings Act, 1992*

**SUPPLEMENTARY MOTION RECORD**  
**(Motion in Writing for Fees of the Receiver for the period July 1 to October 31, 2008**  
**and Fees of Counsel to the Receiver for the period June 16 to October 31, 2008)**

**BENNETT JONES LLP**  
One First Canadian Place  
Suite 3400, P.O. Box 130  
Toronto, Ontario  
M5X 1A4

**Lincoln Caylor / David J.N. Rainsberry**  
LSUC Nos. 37030L / 49890Q  
Tel: 416-777-6121 / 6236  
Fax: 416-863-1716

Solicitors for the receiver

**TO: Govedaris Professional Corporation**  
Barristers and Solicitors  
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**Gregory Govedaris**  
Tel: 905-642-2090 ext. 302  
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Email: gregory@govedaris.com

Plaintiff's counsel in Court File No. 05-CL-6178

**AND TO: Drudi, Alexiou, Kuchar LLP**  
Barristers-At-Law  
7050 Weston Road  
Suite 307  
Vaughan, ON L4L 8G7

**Constantine Alexiou / Michael G. Tweedie**  
Tel: 905-850-6116  
Fax: 905-850-9146

Defendants' counsel in Court File No. 07-CL-6843

**AND TO: Berkow Cohen LLP**  
141 Adelaide Street West  
Suite 400  
Toronto, ON M5H 3L5

**Glenn E. Cohen**  
Tel: 416-364-4900  
Fax: 416-364-3865

Solicitors for a claimant

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**Tab Document**

1. Supplementary Report to the Tenth Report of the Receiver

**Tab 1**

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In the Matter of the *Class Proceedings Act, 1992*

**SUPPLEMENTAL REPORT TO THE  
TENTH REPORT OF THE RECEIVER  
(Dated December 3, 2008)**

1. This Supplemental Report to the Tenth Report of the Receiver is made in response to the Affidavit of Gregory Govedaris sworn November 26, 2008.
2. The value of the receivership estate in the within matter is as follows:

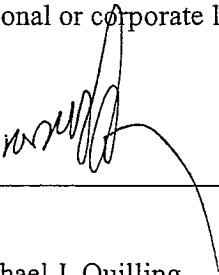
Total funds recovered (excluding the value of the RECO insurance policy)	\$1,331,672.67
Total interest earned on the receivership estate	\$40,973.08
Fees of the Receiver approved to date	\$140,781.43

Fees of counsel to the Receiver approved to date	\$819,558.94
Total Disbursements paid from the receivership estate*	\$294,387.10
Total currently in receivership estate	\$117,918.28
Fees, disbursements and GST of the Receiver from July 1 to October 31, 2008	\$2,526.00
Fees, disbursements and GST of counsel to the Receiver from June 16 to October 31, 2008	\$74,711.84
Total after payment of the fees, disbursements and GST of the Receiver and counsel to the Receiver up to October 31, 2008	\$40,680.44
Total value of insurance claims payable by the Real Estate Council of Ontario directly to 22 claimants for a total of 25 claims as awarded in the Reasons for Judgment of Justice Lederman dated October 8, 2008 (currently subject to an appeal)	\$2,040,000.00

\*Disbursements include payment of insurance, utilities, maintenance expenses and tax arrears on properties, payment of real estate commissions to sell the properties and discharging mortgages registered on properties.

**ALL OF WHICH IS RESPECTFULLY SUBMITTED BY:**

Michael J. Quilling in his capacity as  
Court Appointed Receiver with no  
personal or corporate liability.



Michael J. Quilling

WSLegal\056445\00001\4996675v1

**Udayan Pandya**  
Plaintiff

v.

**Courtney Wallis Simpson et al.**  
Defendants

Court File No.: 05-CL-6159

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**  
(Commercial List)

In the matter of the *Class Proceedings*  
*Act, 1992*

Proceeding commenced at Toronto

**SUPPLEMENTARY MOTION RECORD**  
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