

**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
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Solicitors for the receiver

TO: Govedaris Professional Corporation
Barristers and Solicitors
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Plaintiff's counsel in Court File No. 05-CL-6178

AND TO: Drudi, Alexiou, Kuchar LLP
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Constantine Alexiou / Michael G. Tweedie
Tel: 905-850-6116
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Defendants' counsel in Court File No. 07-CL-6843

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

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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:

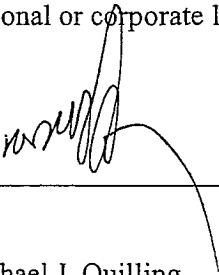
Total funds recovered (excluding the value of the RECO insurance policy)	\$1,331,672.67
Total interest earned on the receivership estate	\$40,973.08
Fees of the Receiver approved to date	\$140,781.43

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

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