



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: BK-26-03429084-0032

DATE: October 08, 2026

NO. ON LIST: 2

**TITLE OF PROCEEDING: IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A
PROPOSAL OF SIREG 700 PARKHILL INC.**

BEFORE: JUSTICE STEELE

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info
D.J. Miller	Counsel for Firm Capital Mortgage Fund Inc.	djmiller@tgf.ca
Puya Fesharaki	Counsel for Firm Capital Mortgage Fund Inc.	pfesharaki@tgf.ca
Denna Jalili	Counsel for Firm Capital Mortgage Fund Inc.	Djalili@tgf.ca
Rebekah O'Hare	Counsel for Firm Capital Mortgage Fund Inc.	rohare@tgf.ca

For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info
Dave Rosenblat	Counsel to AlixPartners, Proposal Trustee	drosenblat@osler.com
Marc Wasserman	Counsel to AlixPartners, Proposal Trustee	mwasserman@osler.com
Alan Merskey	Counsel for NOI Applicants	amerskey@cassels.com
Noah Goldstein	AlixPartners, Proposal Trustee	noah.goldstein@alixpartners.com

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Steve Graff	Counsel for 1000018790 Ontario Ltd.	sgraff@airdberlis.com
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Harvey Chaiton	Diamond Group	Harvey@chaitons.com
Derek Knoke	Monarch Realty Fund LLC	dknoke@litigate.com

ENDORSEMENT OF JUSTICE STEELE:

- [1] This matter was booked as an urgent scheduling appearance, which the Commercial List Practice Direction directs are not to exceed 15 minutes. The total time before the court was about 45 minutes. There was no email sent to me through the Commercial List Office advising that the nature of the appearance was amended (from a scheduling appearance to a motion, which appeared at first to be on consent).
- [2] The majority of the NOI Applicants are single-purpose property-owning vehicles with no revenue. They only hold real property title in the SIREG Properties.
- [3] Late yesterday Firm Capital Mortgage Fund Inc. ("Firm Capital"), the first ranking mortgagee over certain residential properties, served a motion record and Aide Memoire. The applicants and Proposal Trustee also filed a joint Aide Memoire.
- [4] Firm Capital seeks a lift stay, a draft order in respect of which was uploaded just prior to the attendance today. The Proposal Trustee and the SIREG Entities consent to the proposed Order. Firm Capital wants to take steps to protect and preserve the properties over which it holds a mortgage. However, the second mortgagee on certain properties raised various concerns including its potential involvement, or lack thereof, in the enforcement of security.
- [5] Firm Capital and the Proposal Trustee informed the court that there are certain properties in respect of which the insurance will expire imminently and there is no apparent source of funding available to the SIREG Entities to address these obligations. The potential lack of insurance is obviously a serious concern. I indicated that given the very late service of the motion materials, and the concerns raised by Monarch (which had not had time to file anything because of the timing), the motion would be adjourned to early next week.
- [6] Firm Capital's motion will return before me **on October 13, 2026, at 12:30 pm (30 minutes)**. Any materials for the Court's consideration must be uploaded to Case Centre by no later than 4 pm on October 12, 2026.

[7] The Proposal Trustee's urgent motion is scheduled for **October 20, 2026, at 11 am (2 hours)**. All materials must be uploaded to Case Centre by no later than October 19, 2026 at noon.

Date of release: Oct 09, 2026

A handwritten signature in blue ink, appearing to read 'J. Steele', is written over a horizontal line.

Justice J. Steele