



District of: British Columbia  
Division No.: 03-Vancouver  
Court No.: B-200472  
Estate No.: 11-2644430  
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA  
IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF THE BANKRUPTCY OF  
CULINARY CAPERS CATERING INC.

ORDER

BEFORE MASTER MJIR. )  
 ) WEDNES DAY, THE 30 DAY OF  
 ) SEPTEMBER, 2020

THE APPLICATION of Crowe MacKay & Company Ltd., coming on for hearing this date at Vancouver, British Columbia, and upon hearing Jonathan L. Williams, counsel for Crowe MacKay & Company Ltd.; and upon reading the Affidavit of Jonathan McNair and the consents of Crowe MacKay & Company Ltd. and Baker Tilly WM Inc. contained therein;

IT IS ORDERED THAT effective October 1, 2020 Crowe MacKay & Company Ltd. (“Crowe MacKay”) be substituted in place of Baker Tilly WM Inc. (“Baker Tilly”) as the corporate trustee in bankruptcy of the estate of Culinary Capers Catering Inc. (the “Subject Estate”);

IT IS FURTHER ORDERED that the requirement for notification of this application to proven creditors within the Subject Estate and to the bankrupt, be waived;

IT IS FURTHER ORDERED that the requirement and responsibility for taxation of the trustee’s accounts in respect of the Subject Estate from the date of bankruptcy, through to the completion of the administration and discharge of the new trustee, is hereby assigned and transferred to Crowe MacKay;

IT IS FURTHER ORDERED that in the event of a reduction in the trustee’s fees as a result of taxation of any estate subject to this Order, the following will apply:

- Should any fees be reduced as a result of a taxation hearing relating to a period where the

former trustee was responsible of the estate, and fees were already drawn by Baker Tilly prior to the granting of this Order, Baker Tilly will recompense the estate for any proportionate taxed amounts relating to the period Baker Tilly was responsible for the estate;

- Should the matters resolved at taxation relate to the period where Crowe MacKay was solely responsible for the file, Crowe MacKay will recompense the estate for any such taxed fees;
- Notwithstanding the preceding paragraphs, should Baker Tilly be incapable of recompensing the estate, for any reason, it will remain the responsibility of Crowe MacKay to recompense the estate for any fees reduced at taxation, whether the matters related to the administration of Baker Tilly or Crowe MacKay.

IT IS FURTHER ORDERED that the requirement for taxation of the accounts of Baker Tilly in respect of the Subject Estate is hereby waived;

IT IS FURTHER ORDERED that Baker Tilly be discharged as trustee of the Subject Estate without prejudice to the rights of the Superintendent of Bankruptcy or other professional body, to commence or pursue any professional conduct matters relating to the Subject Estate, and:

- Without having to certify the Court that it has observed all the terms as provided by Rule 61(2);
- Without having to undertake to keep all estate books, records and documents as provided by Rule 68;

IT IS FURTHER ORDERED that Crowe MacKay is now required to observe all the terms provided by Rule 61(2), keep all estate books, records and documents as provided by Rule 68, and obtain from the former trustee all books, estate records, documents including work in progress, billing to time records in support of any claims made for time charges and advances on fees made by the former trustee, and detailed trial balances (*electronic or otherwise*) from the date of bankruptcy or proposal showing all the funds received and disbursed since the date of bankruptcy, initial bankruptcy event or proposal, notwithstanding Crowe MacKay assuming responsibility for the Subject Estate as of the date of this Order;

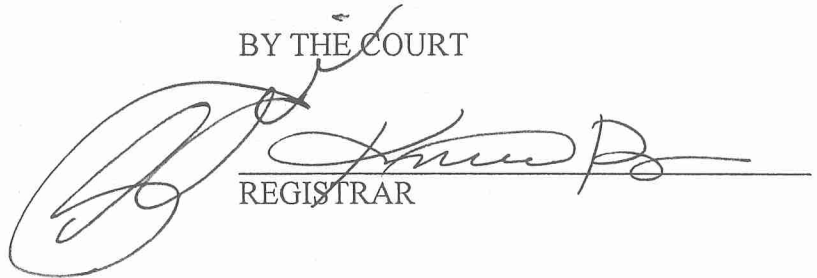
IT IS FURTHER ORDERED that the requirement for notification of the discharge of Baker Tilly as Trustee, together with other statutory notices to proven creditors, the bankrupts or debtors, the Court and Office of Superintendent of Bankruptcy, be waived;

IT IS FURTHER ORDERED that Crowe MacKay shall forthwith give security in cash or by bond of a guarantee company, satisfactory to the Official Receiver for the due accounting for, the payment and transfer of all property received by Culinary Capers Catering Inc. and for the due and faithful performance of Crowe MacKay's duties pursuant to Section 16(1) of the Bankruptcy and Insolvency Act.



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Signature of Jonathan L. Williams, Counsel for  
the Applicant, Crowe MacKay & Company Ltd.

BY THE COURT



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REGISTRAR