

|||  
**SCARFONE HAWKINS LLP**

---

One James Street South  
14<sup>th</sup> and 15<sup>th</sup> Floors  
P.O. Box 926, Depot 1  
Hamilton, ON L8N 3P9

TEL (905)-523-1333  
FAX (905)-523-5878

[www.SHLAW.ca](http://www.SHLAW.ca)  
[www.classactionlaw.ca](http://www.classactionlaw.ca)

---

*Barristers, Solicitors and Trade Mark Agents  
+ Member Canadian Class Action Network*

Reply to: Michael J. Valente LL.M., (P.C.) ext. 235  
Direct Dial: (905) 526-4379

mvalente@SHLAW.ca

April 9, 2010

**VIA EMAIL as indicated TO THE SERVICE LIST ATTACHED**

**and**

**VIA COURIER as indicated TO THE SERVICE LIST ATTACHED**

Dear Sirs/Mesdames:

Re: Bruce R. Smith Limited - Restructuring - Our File No. 09C198

---

Please find attached the Order of The Honourable Mr. Justice Morawetz dated April 9, 2010 together with His Honour's endorsement extending the stay of proceedings for John Henry Smith Land Inc. to April 15, 2010.

Yours very truly,

**SCARFONE HAWKINS<sup>LLP</sup>**

Per:



**MICHAEL J. VALENTE (P.C.)**

MJV/bw  
encl.

**SERVICE LIST**

TO: **MINDEN GROSS LLP**  
Barristers and Solicitors  
2200-145 King St. W.  
Toronto, Ontario M5H 4G2

KENNETH L. KALLISH  
RAYMOND M. SLATTERY  
Tel : 416-362-3711  
Fax: 416-864-9223  
Email: [kkallish@mindengross.com](mailto:kkallish@mindengross.com)  
Email: [rslattery@mindengross.com](mailto:rslattery@mindengross.com)

Solicitors for Royal Bank of Canada

AND **CHAITONS LLP**  
TO: Barristers and Solicitors  
185 Sheppard Ave. W.  
North York, Ontario M2N 1M9

HARVEY CHAITON  
MAYA POLIAK  
Tel : 416-222-8888  
Fax: 416-222-8402  
Email: [Harvey@chaitons.com](mailto:Harvey@chaitons.com)  
Email: [maya@chaitons.com](mailto:maya@chaitons.com)

Solicitors for GE Canada Equipment  
Finance G.P.

AND **BLAKE, CASSELS & GRAYDON LLP**  
TO: 199 Bay Street  
Suite 2800, Commerce Court West  
Toronto Ontario M5L 1A9

STEVEN J. WEISZ  
JACKIE MOHER  
Tel : 416-863-2616  
Fax: 416-863-2653  
Email: [Steven.weisz@blakes.com](mailto:Steven.weisz@blakes.com)  
Email: [jackie.moher@blakes.com](mailto:jackie.moher@blakes.com)

Solicitors for the Monitor, The Fuller  
Landau Group

AND **THE FULLER LANDAU GROUP**

TO: 151 Bloor Street West,  
12th Floor  
Toronto, Ontario M5S 1S4

GARY ABRAHAMSON

DAVID FILICE

Tel : 416-645-6500

Fax: 416-645-6501

Email: [gabrahamson@fullerlandau.com](mailto:gabrahamson@fullerlandau.com)

Email: [dfilice@fullerlandau.com](mailto:dfilice@fullerlandau.com)

The Monitor

AND **CASSELS BROCK & BLACKWELL LLP**

TO: Barristers and Solicitors  
2100 Scotia Plaza  
40 King Street West  
Toronto, Ontario M5H 3C2

JOHN N. BIRCH

JOSEPH J. BELLISSIMO

Tel : 416-860-5225

Fax: 416-640-3057

Email: [jbirch@casselsbrock.com](mailto:jbirch@casselsbrock.com)

Email: [jbellissimo@casselsbrock.com](mailto:jbellissimo@casselsbrock.com)

Lawyers for Roynat Capital

AND **MILLER THOMSON LLP**

TO: Barristers and Solicitors  
Scotia Plaza  
40 King Street West, Suite 5800  
P.O. Box 1011  
Toronto, Ontario, M5H 3S1

E. PETER AUVINEN

CRAIG A. MILLS

Tel : 416-595-8500

Fax: 416-595-8695

Email: [pauvinen@millerthomson.com](mailto:pauvinen@millerthomson.com)

Email: [cmills@millerthomson.com](mailto:cmills@millerthomson.com)

Lawyers for CIT Financial Ltd., Alter  
Moneta Corporation and Finloc 2000 Inc.

AND **WILSON VUKELICH LLP**  
TO: Barristers and Solicitors  
60 Columbia Way, Suite 710  
Markham, Ontario L3R 0C9

DOUGLAS D. LANGLEY  
Tel : 905-940-8700  
Fax: 905-940-8785  
Email: [dlangley@wilsonvukelich.com](mailto:dlangley@wilsonvukelich.com)  
Lawyers for Wells Fargo Equipment  
Finance Company

AND **CALEY WRAY**  
TO: Barristers and Solicitors  
1600 – 65 Queen Street West  
Toronto Ontario  
M5H 2M5

MICHEIL M. RUSSELL  
JESSE KUGLER  
Tel : 416-366-3763  
Fax: 416-366-3293  
Email: [russellm@caleywray.com](mailto:russellm@caleywray.com)  
Email: [kuglerj@caleywray.com](mailto:kuglerj@caleywray.com)

Lawyers for the Communications,  
Energy and Paperworkers Union of  
Canada

AND **COMMUNICATIONS, ENERGY AND  
TO: PAPERWORKERS UNION OF  
CANADA**  
5890 Aspen Court  
Niagara Falls, Ontario  
L2G 7V3

MICHAEL LAMBERT  
Tel : 905-358-9206  
Fax: 905-358-0902  
Email: [mlambert@CEP.ca](mailto:mlambert@CEP.ca)

CEP National Representative

AND **RIVERIN LAW FIRM**  
TO: c/o VOLVO OFFICES  
205 Industrial Parkway North, Unit #5,  
Aurora, Ontario

(Office) - 13743 Ninth Line  
Stouffville, Ontario  
L4A 7X3

MARIE-JOSÉE RIVERIN  
Tel : 905-642-4441 (Office)  
Fax: 905-642-4491 (Office)  
Email: [mjriverin@riverinlawfirm.com](mailto:mjriverin@riverinlawfirm.com)  
Email: [Murielle.graff@vfsco.com](mailto:Murielle.graff@vfsco.com)

Lawyers for Volvo Financial Services

AND **GOWLING LAFLEUR HENDERSON**  
TO: **LLP**  
Barristers and Solicitors  
Suite 1600, 1 First Canadian Place  
100 King St. W.  
Toronto, ON, M5X 1G5

NEIL S. ABBOTT  
Tel : 416-862-4376  
Fax: 416-863-3476  
Email: [neil.abbott@gowlings.com](mailto:neil.abbott@gowlings.com)

Lawyers for Volvo Financial Services

AND **FOGLER RUBINOFF LLP**  
TO: Barristers & Solicitors  
95 Wellington Street West\, Suite 1200  
Toronto, Ontario M5P 2Z9

MARTIN R. KAPLAN  
SCOTT VENTON  
Tel : 416-941-8822  
Fax: 416-941-8852  
Email: [mkaplan@foglers.com](mailto:mkaplan@foglers.com)  
Email: [sventon@foglers.com](mailto:sventon@foglers.com)

Lawyers for Stoughton Trailers Canada  
Corp.

AND **FRASER MILNER CASGRAIN LLP**

TO: Barristers and Solicitors  
1 First Canadian Place  
100 King St. W.  
Toronto, Ontario M5X 1B2

NEIL S. RABINOVITCH  
Tel : (416) 863-4656  
Fax: (416) 863-4592  
Email: [neil.rabinovitch@fmc-law.com](mailto:neil.rabinovitch@fmc-law.com)

Lawyers for Ferraro Canada Inc.

AND **THOMSON, MAHONEY, DELOREY**

TO: Barristers and Solicitors  
200-145 Wharncliffe Rd. S  
London, Ontario N6J 2K4

THOMAS F. DELOREY  
Tel : 519-673-1151  
Fax: 519-673-3632  
Email: [tdelorey@londonlawyers.com](mailto:tdelorey@londonlawyers.com)

Lawyers for Peterbilt of Ontario Inc.

AND **MILLER THOMSON LLP**

TO: Barristers and Solicitors  
One London Place  
255 Queens Avenue, Suite 2010  
London, Ontario, N6A 5R8

ALISSA K. MITCHELL  
Tel : 519-931-3507  
Fax: 519-858-8511  
Email: [amitchell@millerthomson.com](mailto:amitchell@millerthomson.com)

Lawyers for De Lage Landen Financial  
Services Canada Inc.

AND **AIRD & BERLIS LLP**  
TO: Barristers and Solicitors  
Brookfield Place, 181 Bay Street  
Suite 1800, Box 754  
Toronto, Ontario M5J 2T9

HARRY FOGUL  
Tel : 416-865-7773  
Fax: 416-863-1515  
Email: [hfogul@airdberlis.com](mailto:hfogul@airdberlis.com)

Lawyers for Invader Partnership and  
Rosedale Transport Limited

AND **NEIMAN, CALLEGARI**  
TO: Barristers and Solicitors  
Royal Courtyards  
18 King St. E., Unit K1  
Bolton, Ontario L7E 1E8

ANGELO S. CALLEGARI  
Tel : 905-857-0095  
Fax: 905-857-0488  
Email: [ascallegari@neimancallegari.ca](mailto:ascallegari@neimancallegari.ca)

Lawyers for Caran Construction Ltd.

AND **BRIMAGE, TYRELL, VAN SEVEREN &  
HOMENIUK**  
TO: Barristers and Solicitors  
21 Norfolk St. N.  
Simcoe, Ontario N3Y 3N6

JAMES BOLL  
Tel : 519-426-5840  
Fax: 519-426-7515  
Email: [jboll@brimage.com](mailto:jboll@brimage.com)

Lawyers for Ronald Tepper

TO: **GOWLING LAFLEUR HENDERSON LLP**

Barristers & Solicitors  
1 First Canadian Place  
100 King Street West  
Suite 1600  
Toronto, Ontario M5X 1G5

MARK CRANE  
Tel : 416- 862-7525  
Fax: 416- 862-7661  
Email: [mark.crane@gowlings.com](mailto:mark.crane@gowlings.com)

Lawyers for Ultramar Ltd.

**VIA COURIER**

**FORD CREDIT CANADA LIMITED**

Box 2400, 17187 – 114th Avenue  
Edmonton, Alberta T5S 2N5

Attention: Ramone, Customer Service  
Account No.: 40932572

Fax: 780-443-5201

Secured Creditor

AND **JUSTICE CANADA**

TO: Tax Section, PO Box 36, Exchange Twr.  
3400-130 King Street West  
Toronto, Ontario M5X 1K6

DIANE H. A. WINTERS  
Tel : 416- 973-3172  
Fax: 416- 973-0810  
Email: [diane.winters@justice.gc.ca](mailto:diane.winters@justice.gc.ca)

Lawyer for Department of Justice

AND **MINISTRY OF FINANCE**

TO: Legal Services Branch  
33 King Street West 6<sup>th</sup> Floor  
Oshawa, Ontario, L1H 8H5

KEVIN O'HARA

Tel :  
Fax:  
Email: [Kevin.ohara@ontario.ca](mailto:Kevin.ohara@ontario.ca)

Lawyer for Ministry of Finance

AND **MINISTÈRE DU REVENU**  
TO: 3800, rue de Marly, secteur 6-2-5  
Québec (Québec) G1X 4A5

Tel : 418 652-6835  
Fax: 418 643-7379  
Email: [cabinet@mrq.gouv.qc.ca](mailto:cabinet@mrq.gouv.qc.ca)

AND **WAGE EARNER PROTECTION**  
TO: **PROGRAM**  
165 rue Hôtel de Ville  
Gatineau, Quebec K1A 0J2

TERESA MARTIN, Manager WEPP  
Tel :  
Fax:  
Email: [teresa.martin@hrsdc-rhdsc.gc.ca](mailto:teresa.martin@hrsdc-rhdsc.gc.ca)

Secured Creditor

AND **CHEVRON TEXACO GLOBAL**  
TO: **LUBRICANTS**  
6975 Pacific Circle, Unit A  
Mississauga, Ontario L5T 2H3

RITA LOMBARDI  
Tel : 905-670-6470  
Fax: 905-670-6476  
Email: [Rita.lombardi@chevron.com](mailto:Rita.lombardi@chevron.com);

Secured Creditor

AND **RYDER TRUCK RENTAL CANADA LTD.**  
TO: 6000 Windward Pkwy.  
Alpharetta, Georgia  
30005

DAVID CLEMONS  
Collection Manager (Stop Loss)  
Tel : 770-569-6776  
Fax: 770-569-6712  
Email: [dclemons@ryder.com](mailto:dclemons@ryder.com)

Secured Creditor

AND **REXAM BEVERAGE CAN COMPANY**  
TO: 8770 W. Bryn Mawr Avenue  
Chicago, Illinois 60631  
USA

MARY J. SCHNURR  
Corporate Counsel  
Tel : 773-399 3602  
Fax: 773-399 3411  
Email: [mary.schnurr@rexam.com](mailto:mary.schnurr@rexam.com)

Interested Party

AND **ONTARIO REALTY CORPORATION**  
TO: 1 Dundas Street West  
Suite 2000  
Toronto, Ontario  
M5G 2L5

PATRICK GRACE, General Manager,  
Hydro One Service Delivery  
Tel : 416-327-2959  
Fax: 416-327-3942  
Email: [Patrick.grace@ontariorealty.ca](mailto:Patrick.grace@ontariorealty.ca)

AND **TAX DEPARTMENT**  
TO: **CITY OF BRANTFORD**  
220 Coburn Street  
Brantford, Ontario N3T 2H1  
Tel : 519-759-4150  
Fax: 519-759-7840

Email: [tax.info@brantford.ca](mailto:tax.info@brantford.ca)

AND  
TO: **TAX DEPARTMENT**  
**CITY OF CHATHAM**  
315 King Street West  
Box 640, Civic Centre  
Chatham, Ontario N7M 5K8

BONNIE  
Tel : 519-352-8401 ext. 3163  
Fax: 519-436-3237  
Email: [bonnied@chatham-kent.ca](mailto:bonnied@chatham-kent.ca)

AND  
TO: **TAX DEPARTMENT**  
**TOWN OF FORT ERIE**  
1 Municipal Centre Drive  
Fort Erie, Ontario L2A 2S6

GILLIAN CORNEY  
Tel : 905-871-1600  
Fax: 905-871-4022  
Email: [gcorney@forterie.on.ca](mailto:gcorney@forterie.on.ca)

AND  
TO: **TAX DEPARTMENT**  
**CITY OF LONDON**  
300 Dufferin Avenue  
P.O. Box 5035, City Hall  
London, Ontario N6A 4L9

KIM LACOURSE,  
Supervisor of Tax Collections  
Tel : 519-661-4500  
Fax: 519-661-8518  
Email: [klacours@london.ca](mailto:klacours@london.ca)

AND **TAX DEPARTMENT**  
TO: **CITY OF MISSISSAUGA**  
300 City Centre Drive  
Civic Centre  
Mississauga, Ontario L5B 3C1

WENDY MURPHY, Supervisor,  
Property Tax Customer Service  
Tel : 905-615-3200 Ext. 5249  
Fax: 905-615-3532  
Email: [wendy.murphy@mississauga.a](mailto:wendy.murphy@mississauga.a)

AND **TAX DEPARTMENT**  
TO: **TOWN OF SIMCOE**  
50 Colborne St. S.  
Simcoe, Ontario N3Y 4N5

SUE BOUGHNER  
Tel : 519-426-5870  
Fax: 519-426-8573  
Email: [sue.boughner@norfolkcounty.ca](mailto:sue.boughner@norfolkcounty.ca)

**VIA COURIER**

AND **MIRACLE AUTO GLASS INC.**  
TO: 996 Homeric Drive  
Mississauga, Ontario L4Y 2G1

Tel : (905) 272-2981  
Fax:  
Email:

*Repair and Storage Lien Act* registrant re:  
Bruce R. Smith Ltd.

AND **15616660 ONTARIO LTD.**  
TO: **o/a Surgenor Mack**  
1470 Star Top Road  
Ottawa, Ontario K1B 4B7

Tel: (613) 745-0024 ext. 259

Fax: (613) 745-6788

Email: [swickett@surgenortruck.com](mailto:swickett@surgenortruck.com)

*Repair and Storage Lien Act* registrant re:  
Bruce R. Smith Ltd.

AND **SURGENOR PONTIAC BUICK**  
TO: **o/a Surgenor Truck Centre**

1571 Liverpool Court  
Ottawa, Ontario K1B 4L1

Tel: (613) 745-0024 ext. 259

Fax: (613) 741-1313

Email: [swickett@surgenortruck.com](mailto:swickett@surgenortruck.com)

*Repair and Storage Lien Act* registrant re:  
Bruce R. Smith Ltd.