

IN THE COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE OF CALGARY

BETWEEN:

KENDAX INVESTMENTS INC.

Applicant

- and -

**DONALD CARMICHAEL, 658051 ONTARIO LIMITED
and KINGSCROFT INVESTMENTS LIMITED**

Respondents

- and -

BONAVENTURE SMALL INVESTORS GROUP

Interested Party

**BEFORE THE HONOURABLE
MADAM JUSTICE K. HORNER
IN CHAMBERS**

)
)
)
)
)
**AT THE COURT OF QUEEN'S BENCH
OF ALBERTA, IN THE CITY OF
CALGARY, ON THURSDAY THE 25TH
DAY OF MAY, 2006.**

ORDER

UPON THE APPLICATION of Bonaventure Small Investors Group ("BSIG"); **AND UPON HEARING READ** the Affidavit of Linda S. Dixon, filed May 17, 2006, **AND UPON HEARING** counsel for BSIG, counsel for Alger & Associates Inc. (the "Judicial Trustee"), and counsel for the Applicant herein;

IT IS HEREBY ORDERED AND ADJUDGED THAT:

- 1. Service of notice of this application and the supporting materials is good and sufficient and the time therefore is hereby abridged to the time actually given, pursuant to Rule 548.

I hereby certify this to be a true copy of the original
Order
Dated this *25* day of *May*, 2006
A. [Signature]
for Clerk of the Court

2. The powers and duties of the Judicial Trustee in these proceedings are hereby expanded ^{K.H.} to include the power and duty to undertake and complete, in the most cost-effective manner ~~as~~ ^{K.H.} ~~approved by DSIG~~, a unit accounting with respect to the units within the Bonaventure Court complex.
3. The fees and disbursements of the Judicial Trustee in connection with undertaking and completing such unit accounting shall be borne by all beneficial owners of Bonaventure Court proportionately.
4. Upon completion of the unit accounting, the Judicial Trustee shall report its findings to this Honourable Court and the Judicial Trustee shall make its report available to any beneficial owner requesting a copy of it.

"Karen Horner"
J.C.C.Q.B.A.

ENTERED this 25 day of May,
2006.

V.A. BRADY (COURT SEAL)

Clerk of the Court of Queen's Bench

**IN THE COURT OF QUEEN'S BENCH OF
ALBERTA
JUDICIAL DISTRICT OF CALGARY**

BETWEEN:

KENDAX INVESTMENTS INC.

Applicant

- and -

**DONALD CARMICHAEL, 658051
ONTARIO LIMITED and KINGSCROFT
INVESTMENTS LIMITED**

Respondents

- and -

**BONAVENTURE SMALL INVESTORS
GROUP**

Interested Party

ORDER

FRASER MILNER CASGRAIN LLP

Barristers and Solicitors
30th Floor, Fifth Avenue Place
237 – 4th Avenue S.W.
Calgary, Alberta
T2P 4X7

Solicitor: David LeGeyt
Telephone: (403) 268-3075
Facsimile: (403) 268-3100
File: 520955-1/DLG

