

Action No. 0201-13248

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

BETWEEN:

**KENDAX INVESTMENTS INC.**

Applicant

- and -

**DONALD CARMICHAEL and 658051 ONTARIO LIMITED**

Respondents

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

At the Court House, in the City of  
Calgary, in the Province of Alberta, on  
the 10 day of April, 2003

**ORDER**

**UPON THE APPLICATION** of the Respondents to cite the Applicant in Contempt for failure to deliver books and records pursuant to the Order of Justice Cairns granted January 22, 2003; **AND UPON** having heard and ruled upon the Application of the Applicant to cite the Respondents in Contempt, **IT IS HEREBY ORDERED THAT:**

- 1. The Respondents' Application is adjourned until the Respondents have purged their contempt.

*Karen Horner*  
\_\_\_\_\_  
J.C.Q.B.C.

APPROVED AS TO FORM this 25 day of April 2003:  
BISHOP & MCKENZIE LLP

Per: *Maureen M. Dawson*  
\_\_\_\_\_  
Maureen M. Dawson  
Counsel for the Respondents

MILES DAVISON MCCARTHY MCNIVEN LLP

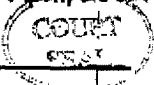
Per: *Terry Czechowsky*  
\_\_\_\_\_  
Terry Czechowsky  
Counsel for the Applicant

BURNET DUCKWORTH & PALMER LLP

Per. \_\_\_\_\_  
Carla Murray  
Counsel for the Judicial Trustee

ENTERED this 9 day of April, 2003.

KEVIN BOSCHIA  
Clerk of the Court



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**ORDER**

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**BISHOP & MCKENZIE LLP  
Barristers and Solicitors  
2500, 700-9<sup>th</sup> Avenue SW  
Calgary, AB T2P 3V4**

Attention: Maureen M. Dawson  
Phone: 237-5550  
File No. 59,333-2

CLERK OF THE COURT

MAY - 8 2003

CALGARY, ALBERTA