

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE: Mr.) MorDAY, THE 17th DAY
JUSTICE R. Scott) OF MAY, 2021
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)

BETWEEN:

PAUL BERSSENBRUGGE and ERIC GUSTAV WALBERG

Plaintiffs

and



WILLIAM ROBERT CARMICHAEL

Defendant

ORDER

THIS MOTION, made by the Plaintiffs, for an order granting leave to issue Certificates of Pending Litigation against two properties and for an order preserving the two properties, was heard this day at Belleville Superior Court, Belleville, Ontario.

ON READING the Notice of Motion, the affidavit of Paul Berssenbrugge and the exhibits thereto, the affidavit of Eric Gustav Walberg and the exhibits thereto, and the Consent of all parties, filed:

1. **THIS COURT ORDERS** that the registrar shall issue a certificate of pending litigation to be registered upon:

PIN: 40227-0081

PT LT 68 CON E OF HASTINGS RD TUDOR AS IN QR397126
TUDOR & CASHEL TOWNSHIP, COUNTY OF HASTINGS;

2. **THIS COURT ORDERS** that the registrar shall issue a certificate of pending litigation to be registered upon:

PIN: 40226-0068

LT 66 CON E OF HASTINGS RD TUDOR
TUDOR TOWNSHIP, COUNTY OF HASTINGS;

PT LT 67 CON E OF HASTINGS RD TUDOR AS IN QR397126
TUDOR & CASHEL TOWNSHIP, COUNTY OF HASTINGS;

3. **THIS COURT ORDERS** that, with respect to the two properties described above (the “Properties”):

- a. Their condition shall be preserved and maintained; and

- b. Any logging operation shall cease.

4. **THIS COURT ORDERS** that the parties and anyone with notice of this Order, are restrained until trial or further Order of this Court or agreement between the parties, from:

- i. Selling, removing, dissipating, alienating, transferring, assigning, encumbering, or similarly dealing the Properties;

- ii. In any way disposing of or dealing with or diminishing the value of the Properties;
- iii. Instructing, counseling, requesting, demanding or encouraging any other person to do so; and
- iv. Facilitating, assisting in, aiding, abetting or participating in any acts to the effect of which is to do any of the things described above.

5. **THIS COURT ORDERS** that the costs of this Motion shall be reserved in the cause.

Entered at
Inscrit a **BELLEVILLE**

May 31, 2021

in Book No.
au Registre No. **#7328**

**BERSSENBRUGGE AND WALBERG
PLAINTIFFS**

- and -

**CARMICHAEL
DEFENDANT**

**Ontario
SUPERIOR COURT OF JUSTICE**

**Proceeding commenced at
BELLEVILLE**

ORDER

**PAYNE LAW PROFESSIONAL
CORPORATION**

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