

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

**IN THE MATTER OF SECTION 60 OF *THE TRUSTEE ACT*, R.S.O. 1990, C. T.23, AS
AMENDED, AND RULE 10 OF THE ONTARIO *RULES OF CIVIL PROCEDURE*,
R.R.O. 1990, REG. 194, AS AMENDED**

**AND IN THE MATTER OF HI-RISE CAPITAL LTD. AND IN THE MATTER OF
ADELAIDE STREET LOFTS INC.**

**SUPPLEMENTARY NINTH REPORT OF MILLER THOMSON LLP,
IN ITS CAPACITY AS COURT-APPOINTED REPRESENTATIVE COUNSEL**

April 26, 2022

MILLER THOMSON LLP

40 King Street West
Suite 5800
Toronto Ontario
M5H 3S1, Canada

Gregory Azeff LSO#: 45324C

Tel: 416.595.2660 / Fax: 416.595.8695

Email: gazeff@millერთhompson.com

Stephanie De Caria LSO#: 68055L

Tel: 416.597.2652 / Fax: 416.595.8695

Email: sdecaria@millერთhompson.com

Court-appointed Representative Counsel

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AND IN THE MATTER OF HI-RISE CAPITAL LTD. AND IN THE MATTER OF ADELAIDE STREET LOFTS INC.

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IN ITS CAPACITY AS COURT-APPOINTED REPRESENTATIVE COUNSEL**

1. This Supplementary Ninth Report of Representative Counsel is made further to the Ninth Report of Representative Counsel dated March 29, 2022 (the “**Ninth Report**”), filed in support of Representative Counsel’s motion returnable April 22, 2022 before the Honourable Mr. Justice McEwen (the “**Hearing**”). All capitalized terms herein have the same meaning prescribed to them in the Ninth Report.
2. Due to time constraints, the Hearing has been scheduled to continue to proceed on April 28, 2022. Representative Counsel files this Supplementary Ninth Report to provide an update to the Court on the status of the Missing Investor described in the Confidential Missing Investor Brief to the Ninth Report, filed.
3. At the Hearing, Representative Counsel advised the Court of its efforts to locate the Missing Investor. At the direction of the Honourable Mr. Justice McEwen provided at the Hearing, Representative Counsel retained a process server to conduct a court search against the name of the Missing Investor, in order determine if an application for probate of the Missing Investor’s estate has been made in the Ontario Superior Court of Justice.
4. Representative Counsel’s process server conducted said court search across all of Ontario. Pursuant to the search results reported to Representative Counsel on April 26, 2022, an application for probate in respect of this Missing Investor has not been filed.

All of which is respectfully submitted at Toronto, Ontario this 26th day of April, 2022.



**Miller Thomson LLP, solely in its capacity
as Court-appointed Representative Counsel**

IN THE MATTER OF HI-RISE CAPITAL LTD. AND IN THE MATTER OF ADELAIDE
STREET LOFTS INC.

Court File No.: CV-19-616261-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE –
(COMMERCIAL LIST)**

Proceeding commenced at Toronto

**SUPPLEMENTARY NINTH REPORT OF
REPRESENTATIVE COUNSEL**

MILLER THOMSON LLP

Scotia Plaza

40 King Street West, Suite 5800

P.O. Box 1011

Toronto, ON Canada M5H 3S1

Greg Azeff LSO#: 45324C

gazeff@millerthomson.com

Tel: 416.595.2660/Fax: 416.595.8695

Stephanie De Caria LSO#: 68055L

sdecaria@millerthomson.com

Tel: 416.595.2652/Fax: 416.595.8695

Court-appointed Representative Counsel