

File No. CI 20-01-26627

THE QUEEN'S BENCH
Winnipeg Centre

IN THE MATTER OF: THE APPOINTMENT OF A RECEIVER
PURSUANT TO SECTION 243 OF THE
BANKRUPTCY AND INSOLVENCY ACT,
R.S.C., C.B-3, AS AMENDED, AN SECITON 55
OF THE COURT OF QUEEN'S ENCH ACT,
C.C.S.M., C. C280, AS AMENDED

BETWEEN:

WHITE OAK COMMERCIAL FINANCE, LLC,

Applicant,

- and -

NYGARD HOLDINGS (USA) LIMITED, NYGARD INC., FASHION
VENTURES, INC., NYGARD NY RETAIL, LLC., NYGARD
ENTERPRISES LTD., NYGARD PROPERTIES LTD., 4093879
CANADA LTD., 4093887 CANADA LTD., and NYGARD
INTERNATIONAL PARTNERSHIP,

Respondents.

AFFIDAVIT OF DEBBIE MACKIE
AFFIRMED this 10th day of March, 2020

LEVENE TADMAN GOLUB LAW CORPORATION

Barristers and Solicitors
700 - 330 St. Mary Avenue
Winnipeg, MB R3C 3Z5

WAYNE M. ONCHULENKO
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File No.113885/WMO

QB BOX 105

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CANADA LTD., 4093887 CANADA LTD., and NYGARD
INTERNATIONAL PARTNERSHIP,

Respondents.

AFFIDAVIT OF DEBBIE MACKIE

I, **DEBBIE MACKIE**, of the City of Winnipeg, in the Province of
Manitoba, **MAKE OATH AND SAY THAT:**

1. I am a Legal Assistant employed by the law firm Levene Tadman
Golub Law Corporation, counsel for the Respondents herein and as
such have personal knowledge of the facts and matters which are

hereinafter deposed to by me, except where same are stated to be based on information and belief, and which I believe to be true.

2. Attached hereto and marked as Exhibit "A" to this my Affidavit is a Certificate of filing of a Notice of Intention dated Mar 9, 2020 to make a proposal of 4093879 Canada Ltd. Insolvent Person, A. Farber & Partners Inc. Licensed Insolvency Trustee.

3. Attached hereto and marked as Exhibit "B" to this my Affidavit is a Certificate of filing of a Notice of Intention dated Mar 9, 2020 to make a proposal of 4093887 Canada Ltd. Insolvent Person, A. Farber & Partners Inc. Licensed Insolvency Trustee.

4. Attached hereto and marked as Exhibit "C" to this my Affidavit is a Certificate of filing of a Notice of Intention dated Mar 9, 2020 to make a proposal of Nygard Enterprises Ltd. Insolvent Person, A. Farber & Partners Inc. Licensed Insolvency Trustee.

5. Attached hereto and marked as Exhibit "D" to this my Affidavit is a Certificate of filing of a Notice of Intention dated Mar 9, 2020 to make a proposal of Nygard Properties Ltd. Insolvent Person, A. Farber & Partners Inc. Licensed Insolvency Trustee.

6. I make this Affidavit *bona fide*.

AFFIRMED before me at the)
City of Winnipeg, in the)
Province of Manitoba this 10TH)
day of March, 2020)


_____)

A Commissioner for Oaths in)
and for the Province of)
Manitoba)
My commission expires: Dec 25/20)



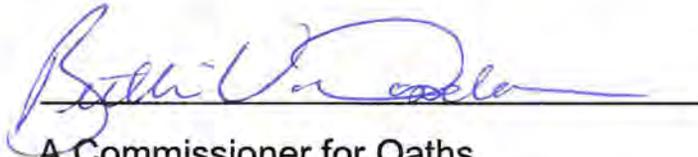
DEBBIE MACKIE

This is Exhibit "A" referred to in the
Affidavit of Debbie Mackie
Affirmed before me at the City of
Winnipeg, this 10th day of March, 2020

A handwritten signature in blue ink, appearing to read "Beth Van der Loo", written over a horizontal line.

A Commissioner for Oaths
In and for the Province of Manitoba
My Commission Expires: Dec 29/20

This is Exhibit "B" referred to in the
Affidavit of Debby Mackie
Affirmed before me at the City of
Winnipeg, this 10th day of March, 2020

A handwritten signature in blue ink, appearing to read "Brett ...", is written over a horizontal line.

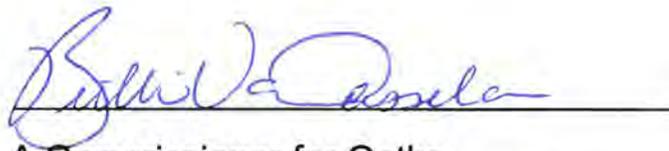
A Commissioner for Oaths
In and for the Province of Manitoba
My Commission Expires: Dec 31/20

This is Exhibit "C" referred to in the
Affidavit of Debby Mackie
Affirmed before me at the City of
Winnipeg, this 10th day of March, 2020

A handwritten signature in blue ink, reading "Brito Va Casela", written over a horizontal line.

A Commissioner for Oaths
In and for the Province of Manitoba
My Commission Expires: Dec 29/20

This is Exhibit "D" referred to in the
Affidavit of Debby Mackie
Affirmed before me at the City of
Winnipeg, this 10th day of March, 2020



A Commissioner for Oaths
In and for the Province of Manitoba

My Commission Expires: Dec 29/20

