



FORM 67 (RULE 16-1(5) AND RULE 25-14(2))

No. S-236296
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA
IN THE MATTER OF THE *STRATA PROPERTY ACT*, S.B.C. 1998, c.43
and
IN THE MATTER OF THE APPLICATION FOR THE WIND-UP OF
STRATA PLAN NW2599

Between

THE OWNERS, STRATA PLAN NW2599
CROWE MACKAY & COMPANY LTD. as liquidator of THE
OWNERS, STRATA PLAN NW2599
and each the parties set out in Appendix "A" to the Petition

Petitioners

and

VANCOUVER CITY SAVINGS CREDIT UNION
RELIABLE MORTGAGES INVESTMENT CORP.
TORONTO DOMINION BANK
COAST CAPITAL SAVINGS FEDERAL CREDIT UNION
ROYAL BANK OF CANADA
SCOTIA MORTGAGE CORPORATION
COMPUTERSHARE TRUST COMPANY OF CANADA
CANADIAN IMPERIAL BANK OF COMMERCE
FIRST WEST CREDIT UNION
THE BANK OF NOVA SCOTIA
THE CROWN IN RIGHT OF BRITISH COLUMBIA
CITY OF CHILLIWACK
and each the parties set out in Appendix "B" to the Petition

Respondents

RESPONSE TO PETITION

Filed by: VANCOUVER CITY SAVINGS CREDIT UNION, (the "petition respondent")

THIS IS A RESPONSE to this petition filed September 12, 2023

Part 1: ORDER(S) CONSENTED TO

The petition respondent consents to the granting of the orders set out in the following paragraphs of Part 1 of the petition: NIL

Part 2: ORDERS OPPOSED

The petition respondent opposes the granting of the orders set out in the following paragraphs of Part 1 of the petition: 5 and 11 unless the costs/expenses are allocated to each unit in accordance with each strata lot's unit entitlement as set out in the Interest Schedule in first instance and that the court reserve the right of the petition respondent to make submissions as to the allocation of costs and charges related to this proceeding.

Part 3: ORDERS ON WHICH NO POSITION IS TAKEN

The petition respondent takes no position on the granting of orders set out in the following paragraphs of Part 1 of the petition: 1-4, 6-10 and 12.

Part 4: FACTUAL BASIS

1. As set out in the petition and affidavits, the petition respondent holds a first mortgage registered against strata lot 34 being Unit #305 owned by Henrik Tomas Aslin.
2. The petition respondent is owed \$81,892.29 as at October 11, 2023 on which interest accrues at 3.34% per annum compounded monthly which is currently \$7.43 per diem from and including October 12, 2023 plus costs.

Part 5: LEGAL BASIS

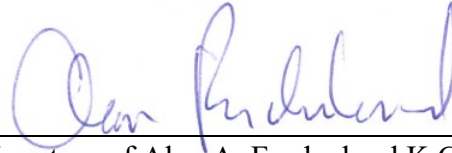
1. As set out in the pleadings filed.
2. The allocation of costs and charges related to this proceeding ought to be allocated so that they are proportionate to each strata lot's unit entitlement, subject to reallocation based on any particular strata owner's actions unnecessarily increasing costs.

Part 6: MATERIAL TO BE RELIED ON

1. Affidavit # TBA confirming security and amount owed if required.

The petition respondent estimates that the application will take 5 minutes.

Date: October 12, 2023 _____



Signature of Alan A. Frydenlund K.C. lawyer
for petition respondent(s)

Name of petition respondent and address for service:

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UNION
2900 – 733 Seymour Street
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Fax number address for service (if any): 604-
632-4486

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