

HULL&HULL

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May 21, 2003 Delivered Via Email

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Mr. Robert Barry Woods 7372 Glen Ellen Drive
Washago Ontario L0K 2R0

Dear Gentlemen:

Re: Gilbert. Estate of Bruce Laney

Enclosed herewith please find a copy of the issued and entered Judgment of Madame Justice Swinton. I trust this is satisfactory.

Yours very truly,
Lisbeth A. Hollaman
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encl.

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ONTARIO SUPERIOR COURT OF JUSTICE

JUSTICE Swinton

Wednesday, the 14th Day OF MAY, 2003.

IN THE MATTER OF THE ESTATE OF Bruce Laney Gilbert, deceased.

JUDGMENT

THIS APPLICATION made by the Applicant for Directions from the Court with respect to the interpretation of the Last Will and Testament of Bruce Laney Gilbert, was heard this day at Toronto in the presence of counsel for the Applicant Trustees Wayne Gilbert, Gary Gilbert and Robert Woods, counsel for the Respondent Sandy Harrigan Wiles, as representative of the "eligible group" and litigation guardian of minor persons within such group, and counsel for the Respondent, June Gonneau, as representative of the 'next-of-kin' group, counsel for the Public Guardian and Trustee not being present.

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UPON READING THE APPLICATION RECORD, including the Affidavit of Wayne Gilbert and the Exhibits attached thereto, and the factums filed on behalf of the Applicant, and the Respondent the 'eligible group', and on hearing the submissions of counsel for the Parties, and on being advised of the consent of all counsel to this, Judgment regarding the effect of the Last Will and Testament of the late Bruce Laney Gilbert (the "Will");

1. *THIS COURT DECLARES AND ORDERS that the trust provided for in clauses 12, 13, 14, and 15 of the Will, constitutes a valid non-charitable or Private trust for the benefit of the 'eligible group'.*

2. *THIS COURT DECLARES AND ORDERS that there is a valid gift-over to the charities, being such post-secondary educational institutions that the Trustees shall from time to time appoint, at the end of the period referred to in clause 15 of the Will.*

3. *THIS COURT DECLARES AND ORDERS that the capital to be divided by the Trustees amongst post-secondary educational institutions as set out in clause 15 of the Will of the deceased, upon the division of the capital among post-secondary educational institutions, includes accumulated income of the Estate.*

4. *THIS COURT DECLARES AND ORDERS that any income of the Estate, which may have accumulated for twenty-one Years, is to be added to the capital of the Estate.*

5. *THIS COURT DECLARES AND ORDERS that the reasonable costs of all parties of and incidental to this Application be paid on a full indemnity basis out of the Estate of Bruce Laney Gilbert, as agreed to by counsel.*

IN THE MATTER OF THE ESTATE OF Bruce Laney Gilbert, deceased.

1, Court File No. 3800/02

ONTARIO  
SUPERIOR COURT OF JUSTICE

Proceedings commenced at Haileybury

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