



March 7, 2022

Update on Final Distribution and Final Distribution Motion

Pursuant to the Order of the Honourable Mr. Justice Hailey of the Ontario Superior Court of Justice (Commercial List) (the “**Court**”) dated March 21, 2019 (the “**Order**”), Miller Thomson LLP (“**Representative Counsel**”) was appointed to represent all individuals and/or entities (“**Investors**”) that hold an interest in a syndicated mortgage, administered by Hi-Rise Capital Ltd., in respect of the property municipally known as 263 Adelaide Street West, Toronto, Ontario, owned by Adelaide Street Lofts Inc. and the proposed development known as the “Adelaide Street Lofts”, in connection with the negotiation and implementation of a settlement with respect to such investments. A copy of the Order can be found on the ‘Documents’ section of Representative Counsel’s website (the “**Website**”), available at <https://www.millerthomson.com/en/hi-rise>.

Representative Counsel writes this update further to its communication dated August 17, 2021 (Update on Final Distribution) (the “**Last Update**”), a copy of which is posted on the Website, and to provide Investors with the following update:

1. Since the delivery of the Last Update, Representative Counsel has received, and continues to receive, numerous inquiries from Non-Registered Investors regarding the timing of the final distribution payment (the “**Final Distribution**”).
2. Further to the Last Update, Representative Counsel has now completed the resolution process in respect of Investors that filed Notices of Objections in respect of their Investor Claim Notices, among other things.
3. Now that the matters under the Distribution Plan procedures are complete, Representative Counsel and the Distribution Agent are in a position to finalize the Final Distribution amounts to be delivered to Non-Registered Investors. We are currently in the process of working on the Final Distribution.
4. A motion has been scheduled for April 7, 2022 (the “**Final Distribution Motion**”) in order for Representative Counsel to provide the Court with an update on these proceedings and seek approval of the Final Distribution, once finalized.
5. In advance of the Final Distribution Motion, Representative Counsel will provide all Investors with the following by email: (a) a copy or link to its Motion Record and Ninth Report, that will set out the details of the Final Distribution; and (b) a further communication which will summarize the contents of the Ninth Report and Final Distribution details, for easy review by Investors.
6. **In the meantime, there is nothing further for you to do.** Please be advised that Representative Counsel will not be responding to further inquiries regarding the Final Distribution, as all up-to-date information is contained in this communication.

Address Change Procedure

1. Representative Counsel has previously requested that any Investor who has changed his or her address immediately notify Representative Counsel.
2. If you have moved and your address has changed since you made your investment, please notify Representative Counsel immediately by following the Court-approved Address Change Procedure and:
 - (a) Email Representative Counsel at HiRiseCapital@millerthomson.com to advise of your new address; and
 - (b) Provide proof of your new address. For example, you may email a copy of a utility bill (or any similar mailed document) with your name and new address on it.

IMPORTANT Note to Investors Regarding Communications & Investor Inquiries

Representative Counsel continues to receive inquiries that have been addressed in our Communications. The Communications we deliver to Investors are intended to provide Investors with updates on new developments and new information. Accordingly, Representative Counsel will not be repeating the same information in each of its Communications. Please consult the Website and the Communications, as it is likely that the information you are seeking has already been provided to Investors by Representative Counsel. To the extent you require further information or clarification after you have reviewed the Website and previous Communications, please feel free to contact Representative Counsel.

Representative Counsel continues to receive inquiries directly to this email, as well as to the personal emails and telephone numbers of the lawyers involved. As set out in previous communications and in order to ensure that all inquiries are managed efficiently and cost-effectively, please do not email Representative Counsel's individual lawyers directly. **As a reminder, Representative Counsel will not be communicating with Investors through their personal emails.**

In order to manage the volume of inquiries and to effectively respond, Investors should submit inquiries to Representative Counsel through the dedicated email account at HiRiseCapital@millerthomson.com. Representative Counsel reviews all emails received through this email address on a daily basis, and will respond to **new** inquiries through further communications to Investors (which will be emailed to all Investors and posted on the Website).

It is crucial at this time that all Investors respect this request. Thank you all for your patience.

Yours Truly,

Miller Thomson LLP,
solely in its capacity as
Representative Counsel

