

Form 52.02B
(rule 52.02)

File number: 20_____ G _____

IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR
GENERAL DIVISION

BETWEEN:

(Plaintiff's name)

PLAINTIFF

AND:

(Defendant's name)

DEFENDANT

(Modify title of proceeding as necessary.)

Receivership Order

Before the Honourable _____ Justice _____

UPON HEARING M.N., for the plaintiff, and O.P., for the defendant, AND UPON
READING the affidavit of, etc.:

IT IS ORDERED THAT Q.R. be appointed a receiver, upon first giving security as herein provided, to (receive the rents, profits and moneys receivable in respect of the defendant's interest in the following property, namely *(describe property)* in or towards satisfaction of the order herein, and dated the _____ day of _____, 20____, that ordered the defendant to pay to the plaintiff the sum of \$_____ dollars and the sum of \$_____ dollars costs, together with interest as therein provided) or (as the case may be);

IT IS FURTHER ORDERED THAT Q.R. shall not act as a receiver hereunder until there is filed with the Court a bond in an amount equal to one and one quarter times the amount of the judgment entered herein, with two sufficient sureties or other sufficient security approved by the Court, on condition that the receiver will comply with all the terms and conditions of this order;

IT IS FURTHER ORDERED THAT the appointment of the receiver herein is made without prejudice to the right of any prior encumbrancer to take possession of the property by virtue of the encumbrancer's lien or security;

IT IS FURTHER ORDERED THAT the receiver may, if the receiver considers it necessary, (out of the rents, profits and moneys to be received by the receiver, pay the

interest due upon any prior encumbrance, according to its priorities, and be allowed the payments on the passing of his or her accounts), (or as the case may be);

(IT IS FURTHER ORDERED THAT the tenants of the property attorn and pay their rents, in arrears or due in the future, to the receiver until the termination of this order);

IT IS FURTHER ORDERED THAT the receiver shall, on the _____day of _____, 20____, and at such further and other times as may be ordered by the Court, file his or her accounts with the Court and have them passed by the Court;

IT IS FURTHER ORDERED THAT the costs of the receiver, including the receiver's remuneration, shall not exceed _____ per cent of the amount recovered by the receiver hereunder, which costs shall be approved by the Court;

AND IT IS FURTHER ORDERED THAT the balance remaining in the hands of the receiver shall, unless it is otherwise ordered by the Court, be paid forthwith by the receiver into Court to the credit of the proceeding, subject to any further order.

AND IT IS FURTHER ORDERED THAT the defendant, by himself, herself or itself or his, her or its servants or agents, is restrained and an injunction is hereby granted restraining them, or any of them, until the Court otherwise orders, from (selling, charging or otherwise dealing with the above property) or (as the case may be);

AND IT IS FURTHER ORDERED THAT any of the parties or the receiver may apply to the Court from time to time for a further order.

DATED at _____ (city/town) in the Province of Newfoundland and Labrador this _____(day) of _____(month), _____(year).

(signature)
Registrar/Registry clerk