FORM 109 (RULE 22-2 (2) AND (7))

This is the 1st affidavit of Rob Jones in this case and was made on April 16, 2020

No.
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

THE TORONTO-DOMINION BANK

Petitioner

AND

RONSONS SHOE STORES LTD.

Respondent

AFFIDAVIT

I, Rob Jones, of c/o 2900-595 Burrard St., Vancouver, B.C., AFFIRM THAT:

- 1. I am a Sales Manager of the petitioner, The Toronto-Dominion Bank, and have personal knowledge of the matters and facts hereinafter set forth, except where the same are stated to be based upon information and belief, and where so stated I verily believe the same to be true.
- 2. Capitalized terms herein are as defined in TD Bank's petition to the court.
- 3. I have read the petition and confirm that the facts in the following paragraphs under Part 2 are true: 1, 3, 4, 6, 7 and 8.
- 4. Attached as Exhibit "A" are copies of the GSAs.
- 5. Attached as Exhibit "**B**" is a copy of a printout of a Personal Property Registry search for "Ronsons Shoe Stores."
- 6. Attached as Exhibit "C" is a copy of the Bank Act Security.

- 7. Attached as Exhibit "**D**" is a copy of a confirmation letter dated March 27, 2020 relating to a search of *Bank Act* security for "Ronsons Shoe Stores Ltd."
- 8. Attached as Exhibit "E" are copies of the demand letter and notice of intention to enforce security referenced in paragraph 7 under Part 2 of the petition.
- 9. Attached as Exhibit "F" is a copy of the "Acknowledgment, Consent and Waiver" signed by Ronsons.
- 10. Attached as Exhibit "G" are copies of emails dated March 31, 2020 from Mr. Aronson of Ronsons to the landlords and/or landlord representatives and copied to TD Bank's counsel.
- 11. Attached as Exhibit "H" is a copy of MNP Ltd.'s consent to act as receiver of Ronsons.
- 12. The amount due to the petitioner as set out in the petition does not include any penalty or bonus.

AFFIRMED BEFORE ME at Vancouver, B.C., this 16th day of April, 2020

A Commissioner for taking Affidavits within B.C.

ROB JONES

SCOTT H. STEPHENS

BARRISTER & SOLICITOR

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