

Court File No. _____

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR
GENERAL DIVISION**

BETWEEN: _____ **PLAINTIFF**
_____ **PLAINTIFF**
_____ **PLAINTIFF**

AND: _____ **DEFENDANT**
_____ **DEFENDANT**
_____ **DEFENDANT**

Receivership Order

Before the Honourable _____ Justice _____

UPON HEARING _____ for the plaintiff and **UPON READING** the
affidavit of _____ the _____ day
of _____, _____, filed herein,

IT IS ORDERED THAT _____ be appointed as 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
_____ in or towards satisfaction of the order herein, and
dated the _____ day of _____, _____, 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);

AND IT IS FURTHER ORDERED THAT _____ shall not act as a receiver hereunder until there is filed with the Registrar 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;

AND 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;

AND 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 attend 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 _____, _____, and at such further and other times as may be ordered by the Court, file his or her accounts with the Registrar 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;

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 upon an injunction is hereby granted restraining them, or any of them, until the Court otherwise orders, from

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 _____, Newfoundland and Labrador, this _____ day of _____, _____.

Registrar