

ORDER FOR SEIZURE AND SALE

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA (SMALL CLAIMS COURT)

REGISTRY FILE NUMBER	2272204
REGISTRY LOCATION	Vancouver



Fill in the name, address and telephone number of the person who is named as the creditor in the Payment Order or Default Order.

NAME	Assadi Private Capital, Inc.			CREDITOR
ADDRESS	1900-503 3 Ave SW			
CITY, TOWN, MUNICIPALITY	Calgary	Alberta	T2P 0R3	TEL. # 1 877 447 9483
	<small>PROV.</small>		<small>POSTAL CODE</small>	

Fill in the name, address and telephone number of the person who is named as the debtor in the Payment Order or Default Order.

NAME	Lyndsay Elizabeth Ross			DEBTOR
ADDRESS	203 Foster Avenue			
CITY, TOWN, MUNICIPALITY	Clinton	British Columbia	V0K 1K0	TEL. #
	<small>PROV.</small>		<small>POSTAL CODE</small>	

ORDER FOR SEIZURE AND SALE

To the sheriff or court bailiff

Canada West Court Bailiffs, 213-5170 Dallas Drive, Kamloops, BC, V2C 0C7, Tel: (250) 828-0501
 You are ordered to seize any goods of the debtor named in the attached order that are not exempted from seizure under the *Court Order Enforcement Act*, and to sell them by public auction, sealed bid or any other similar method in order to realize your fees and disbursements for enforcing this order and the **TOTAL AMOUNT DUE TO THE CREDITOR** calculated as follows:

If claiming interest, attach a sheet showing your calculations

(a) Total Amount of Payment Order or Default Order	\$	8,747.06
(b) Less any payments to the creditor	-	0.00
	=	8,747.06
(c) Plus interest calculated to the date this order is issued	+	58.87
(d) Plus enforcement expenses allowed by the Court to the date this order is issued	+	0.00
TOTAL	=	8,805.93
(e) Plus any expenses allowed by the Court in relation to this order	+	0.00
TOTAL AMOUNT DUE TO THE CREDITOR at the date this order is issued	=	8,805.93

If you want to be allowed expenses under line (e), submit them to the registrar. They might include search fees at the motor vehicle registry or personal property registry.

- From the proceeds of sale deduct and pay the amounts payable to secured creditors and the debtor under section 71.2 of the *Court Order Enforcement Act*.
- Then deduct from the balance your actual fees and disbursements for enforcing this order.
- From the balance, pay to the creditor the total amount due to the creditor.
- Then pay any balance remaining after that to the debtor.

Attach a copy of the payment or default order you are enforcing.

A copy of the Payment Order or Default Order is attached.

Issued on:

July 17, 2023
date

by the Court
Authorized Signing Officer for Registrar

This order remains in force for one year after the date it was issued by the Court.

What is exempt from seizure?

The *Court Order Enforcement Act* sets out the personal goods of the debtor which, at the option of the debtor, are exempt from seizure (See the back of this form for a list of exemptions).

NOTE: Only Court Bailiffs specifically authorized by the Ministry of Attorney General may execute this order and seize goods. The Court Bailiff may not seize anything that the debtor owns jointly with someone else

sheriff / court bailiff copy

Debtors may choose any goods they would like to exempt from seizure and sale up to the maximum allowable amount within each category (see chart below). **Debtors are also allowed to retain all necessary clothing and required medical aids.**

Bailiffs must inform debtors of their exemption rights under the *Court Order Enforcement Act* when they first visit the debtors' home. Debtors then have two days to choose which goods they would like to be exempt from seizure.

Exemption Category	Maximum Amount Allowable
A. Personal property of debtor	
Household goods.....	\$4,000
Tools that are used for the debtor's occupation	\$10,000
Motor vehicle	\$5,000
Motor vehicle – if the debt is for maintenance arrears	\$2,000
B. Principal residence of debtor	
Equity in a home – if the debtor's principal residence is in the..... Capital Regional District or the Greater Vancouver Regional District	\$12,000
Equity in a home – elsewhere in British Columbia	\$9,000

This information is presented as an aid to understanding your right to claim an exemption under the legislation. It is not intended to replace the need to consult the Act or the regulations. If there is any conflict between the legislation and this information, the legislation shall prevail.

ORDER FOR SEIZURE AND SALE

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA (SMALL CLAIMS COURT)

REGISTRY FILE NUMBER 2272204
REGISTRY LOCATION Vancouver

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 ADDRESS 1900-503 3 Ave SW

CITY, TOWN, MUNICIPALITY Calgary Alberta T2P 0R3 TEL. # 1 877 447 9483
PROV. POSTAL CODE

NAME Lyndsay Elizabeth Ross **DEBTOR**
 ADDRESS 203 Foster Avenue

CITY, TOWN, MUNICIPALITY Clinton British Columbia V0K 1K0 TEL. #
PROV. POSTAL CODE

Canada West Court Bailiffs, 213-5170 Dallas Drive, Kamloops, BC, V2C 0C7, Tel: (250) 828-0501

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TOTAL AMOUNT DUE TO THE CREDITOR at the date this order is issued	=	\$	8,805.93

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A copy of the Payment Order or Default Order is attached.

Issued on:

date

by the Court

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NAME **Lyndsay Elizabeth Ross** **DEBTOR**
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CITY, TOWN, MUNICIPALITY **Clinton** **British Columbia** **V0K 1K0** TEL. #
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ORDER FOR SEIZURE AND SALE

debtor's copy

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court copy

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<small>date</small>	<small>by the Court</small>
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Borden Ladner Gervais LLP

Postjudgement Interest

Date: From 6/8/2023 to 7/14/2023 (Inclusive)

Principal: \$8,747.06

Prime Plus: 0.00%

Page: 1

Date From	Date To	Days	Rate(%)	Interest Calculated
6/8/2023	6/30/2023	23	6.45	35.55
7/1/2023	7/14/2023	14	6.95	23.32
TOTAL		37		\$58.87

Total Principal Plus Interest: \$8,805.93

Per Diem Interest for Last Period: \$1.67

APPLICATION FOR DEFAULT ORDER

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA (SMALL CLAIMS COURT)

REGISTRY FILE NUMBER
2272204

REGISTRY LOCATION
Vancouver

In the case between

Assadi Private Capital, Inc.
NAME

CLAIMANT(S)

and

Lyndsay Elizabeth Ross
NAME

DEFENDANT(S)



APPLICATION FOR DEFAULT ORDER

- No hearing is required as the claim is for a debt. **OR**
- A hearing is required before a judge of the Provincial Court because the claim is not for a debt. At the hearing, the judge will determine the amount the claimant is entitled to (if any), and other terms of an appropriate order.

If this section is filled in, the claimant has appeared before a judge of the Provincial Court who determined the amount the claimant is entitled to, or made any other order, as set out below.

A HEARING WILL BE HELD ON

at or as soon after this time as the court schedule allows

in person at

by another method of attendance, as specified

The registry will send within 24 hours before the hearing date noted above the link to connect by MS Teams, including a dial-in conferencing number to be used by any party that is unable to use MS Teams or has problems with their video connection. If you have not provided your email address or telephone number to the registry on your Address for Service (Form 38), you must contact the registry to obtain the telephone conference or MS Teams conference information.

If you cannot attend this hearing please notify the Court Registry. If you do not attend at the time set for the default hearing, the judge may cancel it.

DEFAULT ORDER

This is the order of the Court.

As Lyndsay Elizabeth Ross

defendant

- has not filed a Reply and the claimant has proved the defendant has been served with the Notice of Claim or Notice of Civil Resolution Tribunal Claim,
- has not made a response under s. 7 of the *Civil Resolution Tribunal Act* and the claimant has proved the defendant has been served with the Notice of Civil Resolution Tribunal Claim,
- has not complied with an order to make a deposit.

THIS COURT ORDERS THE DEFENDANT TO PAY DIRECTLY TO THE CLAIMANT

THE SUM OF	\$	7,250.00	amount of claim granted by court
AND			
29% per annum contractual interest since October 25, 2022 calculated on the date of the default order (June 7, 2023)	+	\$ 176.00	expenses
	+	\$ 1,296.06	interest
$\$7,250 * 29\% * (225/365) = \1296.06	=	\$ 8,722.06	AMOUNT
	+	\$ 25.00	Filing Fee
	=	\$ 8,747.06	TOTAL AMOUNT

JUN 07 2023
date

[Signature]
by the Court
Authorized Signing Officer for Registrar

THE DEFENDANT IS ORDERED TO CARRY OUT THE TERMS OF THE ORDER IMMEDIATELY.

defendant's copy

defendant's copy