

IN THE SUPREME COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF the Companies  
Winding-Up Ordinance, being Chapter 14  
of the Revised Ordinances of the  
Northwest Territories, 1974, and  
amendments thereto;

AND IN THE MATTER OF the winding-up  
of Wilde Property Investments Ltd.

B E T W E E N :

BARRY MARGOLESE,

APPLICANT

AND:

WILDE PROPERTY INVESTMENTS LTD.

RESPONDENT

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Application heard May 29th, 1978.  
Fiat entered May 30th, 1978.  
Application for security for costs granted.

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Counsel on the Hearing:

Mr. E. Richard for the Applicant Wilde Property  
Investments Ltd.

Mr. Robert M.E. Wilson for the Respondent Barry  
Margolese.

THE COURT OF THE NORTHWEST TERRITORIES  
LIMITED  
PLAINT (RESP)  
d -  
EIDER  
DEFENDANT (APP)  
FOR JUDGE  
BLE MR. JUSTICE  
LLIS  
FILED  
12 1978  
FILED

Yellowknife

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F I A T

This is an application for security for costs.

The respondent Barry Margolese does not reside  
in the Northwest Territories and has no property within the  
Northwest Territories.

Counsel for the respondent agreed that an order  
of security for costs should issue and undertook to have his  
client Barry Margolese personally appear in the jurisdiction  
for an examination for discovery without payment of witness fees  
or conduct money. I accordingly took this undertaking into  
account in fixing the amount of security to be given. As to  
the amount of security I find that \$1,000.00 would be appropriate

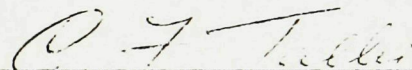
having regard to all the circumstances.

I therefore order that the respondent Barry Margolese give security for the defendant's (Wilde Property Investments Ltd.) costs of this action in the amount of \$1,000.00 by payment thereof to the Clerk of the Court or by bond therefor given to the defendant and approved by its solicitors or by the court.

I further order that, until the said security for costs is given, all further proceedings in this action are stayed. In default of such security being given within the time above limited, the respondent's (Barry Margolese) action herein shall stand dismissed with costs without further order, unless the court on special application otherwise directs.

The costs of and incidental to this application shall be costs in the cause.

DATED at Yellowknife, in the Northwest Territories, this 30th day of May, A.D. 1978.



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J.S.C.

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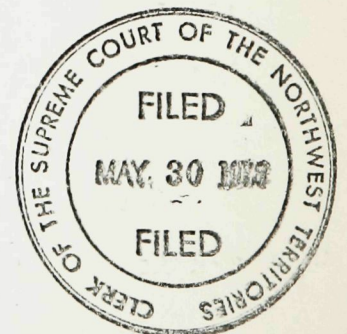
WILDE PROPERTY INVESTMENTS LTD

RESPONDENT

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F I A T

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RESPONDENT

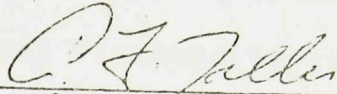
F I A T

Counsel have brought to my attention the fact that a fiat issued herein on May 30th, 1978 refers to a time limit for giving security but in fact no time limit is specified.

In checking over my notes I find that the time limit was omitted and page 2 of the fiat should in fact provide for a time limit in accordance with the terms set out in the attached page 2.

Under the circumstances leave is reserved to counsel to speak to the matter if deemed necessary.

DATED at the City of Yellowknife, in the Northwest Territories, this 13th day of July, A.D. 1978.



\_\_\_\_\_  
C.F. TALLIS,  
J.S.C.

Counsel on the Hearing:

Mr. J. Edward Richard for the Applicant  
Wilde Property Investments Ltd.

Mr. Robert M.E. Wilson for the  
Respondent Barry Margolese.

Yellowknife

having regard to all the circumstances.

I therefore order that the respondent Barry Margolese do within three months from the service of this order give security for the defendant's (Wilde Property Investments Ltd.) costs of this action in the amount of \$1,000.00 by payment thereof to the Clerk of the Court or by bond therefor given to the defendant and approved by its solicitors or by the court.

I further order that, until the said security for costs is given, all further proceedings in this action are stayed. In default of such security being given within the time above limited, the respondent's (Barry Margolese) action herein shall stand dismissed with costs without further order, unless the court on special application otherwise directs.

The costs of and incidental to this application shall be costs in the cause.

DATED at Yellowknife, in the Northwest Territories,  
this 30th day of May, A.D. 1978.

"C.F. TALLIS"  
J.S.C.

SC #4354

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