

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE - COMMERCIAL LIST**

THE HONOURABLE ) THURSDAY, THE 19<sup>TH</sup>  
MR. JUSTICE BROWN ) DAY OF APRIL, 2012

BETWEEN:



ISLAMIC SOCIETY OF TORONTO

Plaintiff

- and -

WASIM ABOWAT, SHAMIM ABOWAT, BILAL DIWAN, ABDUL RAHIM JOGIAT, ILYAS MULLABHAI, and M. WASIM VANIA

Defendants

**ORDER**

THIS MOTION, made by the Plaintiff was heard this day, at 330 University Avenue, Toronto, Ontario.

ON READING the minutes of settlement, signed by all parties;

1. THIS COURT ORDERS that the Islamic Society of Toronto (“**IST**”) shall call a Special General Meeting to be held on July 8, 2012, for the purposes of holding an election to elect 15 executive committee members;
2. THIS COURT FURTHER ORDERS that from today’s date to July 8, 2012, the following 15 individuals shall, on an interim basis, serve as the executive committee to operate the day-to-day affairs of the IST (collectively referred to as the “**Interim Executive Committee**”):

GROUP A	GROUP B
Abdulhuq Ingar	Abbas Parekh
Ismail Bhayat	Soab Parekh
Mossa Vawda	Iqbal Makrod
Farouk Dasu	Abdul Khalik Gosla
Ahmed Lulat	Abdul Jogiat
Saeed Dorya	Shamim Abowath
Ibrahim Makrod	Wasim Vania
	Bilal Diwan

3. THIS COURT FURTHER ORDERS that the election to be held on July 8, 2012, shall be conducted under the supervision of an independent supervisor, who shall be selected by counsel for the parties and shall be a retired judge or senior counsel;

4. THIS COURT FURTHER ORDERS that the interim executive committee shall forthwith appoint an auditor, arrange to prepare financial statements for the year end December 31, 2011, and take steps to comply with the Monitor's recommendations as set out in his report of April 16, 2012, at paragraph 22;

5. THIS COURT FURTHER ORDERS that the Interim Executive Committee shall meet within seven (7) days of today's date;

6. THIS COURT FURTHER ORDERS that at the meeting prescribed in paragraph 5 of this Order, the Interim Executive Committee shall elect the President, Vice-President, Secretary and Treasurer (collective defined as the "**Office Bearers**") for the Interim Executive Committee. Two Office Bearers shall be from Group "A" as defined above and two Office Bearers shall be from Group "B" as defined above;

7. THIS COURT FURTHER ORDERS that cheque signing authority for the IST bank account from today's date until July 8, 2012 shall be held jointly by Soab Parekh and Ismail Bhayat;

8. THIS COURT FURTHER ORDERS that neither group or any individual party shall, in the interim, publically (including through the distribution of emails) make disparaging comments or advance allegations against each other, including blaming each other or laying fault on the conduct of the other;

9. THIS COURT FURTHER ORDERS that the action in Court File No.CV-12-9647-00CL is hereby dismissed on a without costs basis;

10. THIS COURT FURTHER ORDERS that the Monitor's fees as contained in his report of April 16, 2012 are approved;

11. THIS COURT FURTHER ORDERS that on or before Monday, April 23, 2012 at 12:00 noon the parties shall post the endorsement and Court Order herein on the IST website and post the same on the public posting board at the IST's premises where public notices are generally posted.

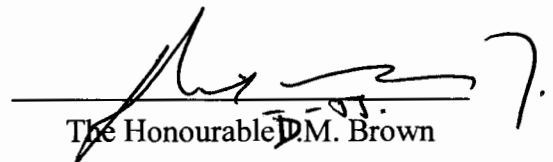
12. THIS COURT FURTHER ORDERS that the Monitor shall deliver an invoice for its fees since March 30, 2012, which are anticipated to be lower than \$10,000, and that the IST will pay that invoice;

13. THIS COURT FURTHER ORDERS that pages 344 to 361 of Volume 2 of the Motion Record of the Plaintiff will be removed from the Record and sealed.

ENTERED AT / INSCRIT A TORONTO  
ON / BOOK NO:  
LE / DANS LE REGISTRE NO.:



APR 20 2012



The Honourable D.M. Brown

ISLAMIC SOCIETY OF TORONTO  
Plaintiff and ISMAIL ASLAM ABOWAT *et al*  
Defendant

Court File No: CV-12-9647-00CL

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

Proceeding commenced at Toronto

**ORDER**

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