



This is the 1<sup>st</sup> Affidavit  
of C. Carmichael in this case  
and was made on January 13, 2022

No. VLC-S-H-210441  
Vancouver Registry

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

Between

PROSPERA CREDIT UNION

Petitioner

And

PORTLIVING FARMS (3688 PARKVIEW) INVESTMENTS  
INC.  
LIVING BEACHSIDE DEVELOPMENT LIMITED  
PARTNERSHIP  
PORT CAPITAL FARMS (BEACH) INC.  
PORT CAPITAL GROUP INC.  
PORT CAPITAL DEVELOPMENT INC.  
MACARIO TEODORO REYES  
ERLENMATTE AG  
ROLAND KRUGER  
ROLAND KRUGER FAMILY TRUST IN TRUST  
HAGEN KRUGER  
HAGEN KRUGER FAMILY TRUST IN TRUST  
JOHN DOE

Respondents

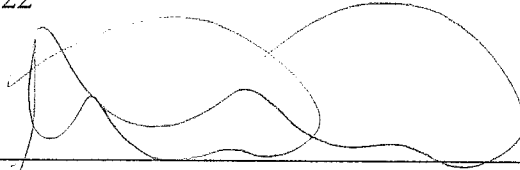
**AFFIDAVIT**

I, Cathie Carmichael, of 2900–595 Burrard Street, in the City of Vancouver, in the Province of British Columbia, SWEAR THAT:

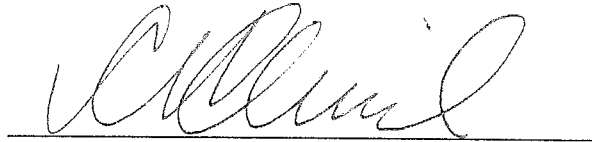
1. I am a legal assistant at Owen Bird Law Corporation, counsel for the petitioner, Prospera Credit Union (“Prospera”), and as such have personal knowledge of the matters and facts hereinafter deposed to, except where the same are stated to be based upon information and belief, and where so stated I verily believe the same to be true.

2. I am advised by Farrukh Farooqui, Manager, Business Banking & Lease Credit for Prospera, and verily believe, that no funds have been paid to Prospera on account of the loan since the date order nisi was pronounced herein and that the mortgage has not been redeemed.

SWORN BEFORE ME at Vancouver, )  
British Columbia, this 13 day of January, )  
2022 )



A Commissioner for taking Affidavits )  
within British Columbia )



CATHIE CARMICHAEL

SCOTT H. STEPHENS  
*Barrister & Solicitor*  
P.O. Box 49130  
2900-595 BURRARD STREET  
VANCOUVER, B.C. V7X 1J5  
(604) 691-7521

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AFFIDAVIT

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OWEN BIRD LAW CORPORATION  
P.O. Box 49130  
Three Bentall Centre  
2900 - 595 Burrard Street  
Vancouver, BC V7X 1J5  
Attention: Scott H. Stephens  
File No. 23772-0217