

COURT FILE NUMBER 25-2299607
COURT COURT OF QUEEN'S BENCH OF ALBERTA
IN BANKRUPTCY AND INSOLVENCY
JUDICIAL CENTRE CALGARY
APPLICANT IN THE MATTER OF THE DIVISION I PROPOSAL PROCEEDINGS
OF 1031084 ALBERTA LTD. AND 623735 SASKATCHEWAN LTD.



DOCUMENT ORDER (Transferring and Terminating the NOI Proceedings)

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
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I hereby certify this to be a true copy of the original Order
Dated this 1 day of NOV. 2017
for Clerk of the Court

DATE ON WHICH ORDER WAS PRONOUNCED: October 31, 2017
NAME OF JUDGE WHO MADE THIS ORDER: Justice K.D. Yamauchi
LOCATION OF HEARING: Calgary Courts Centre

UPON the application (the "Application") of 623735 Saskatchewan Ltd. ("623 Sask") and 1031084 Alberta Ltd. ("103 Alberta", 103 Alberta and 623 Sask are collectively referred to as, the "Applicants"); AND UPON having read the Applicants' Originating Application (the "CCAA Application") seeking an initial order under the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c-36, as amended (the "CCAA"), and the corresponding Affidavit of Danny Mysak, sworn on October 25, 2017 (the "First CCAA Mysak Affidavit"); AND UPON reading the Affidavit of Service of Katie Doran, sworn on October 30, 2017 (the "Service Affidavit"); AND UPON hearing counsel for the Applicants and counsel to any other parties who may be present at the Application;

IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

1. The time for service of the Application and the First CCAA Mysak Affidavit is abridged, the Application is properly returnable today, service of the Application and the First

CCAA Mysak Affidavit on the service list, in the manner described in the Service Affidavit, is good and sufficient, and no other persons are entitled to service of the Application or the First CCAA Mysak Affidavit.

TRANSFER OF NOI PROCEEDINGS

2. The proceedings (the "**NOI Proceedings**") commenced by the Applicants, upon each of the Applicants' filling a Notice of Intention to Make a Proposal (collectively, the "**NOIs**") under the *Bankruptcy and Insolvency Act* (Canada) (the "**BIA**"), as subsequently administratively consolidated into these proceedings pursuant to the order granted by the Honourable Justice C.M. Jones on October 11, 2017 (the "**Consolidation Order**"), are hereby transferred into the proceedings commenced by the Applicants' under the CCAA, pursuant to the Order granted in connection with the Applicants' CCAA Application.
3. The Applicants shall not automatically be deemed to have made an assignment into bankruptcy, pursuant to section 50.4(8) of the BIA, as a result of the Applicants or their trustee failing to file a proposal within the applicable time frame.
4. Upon and subject to the Applicant's commencing proceedings under the CCAA, the Administrative Charge, as defined within and granted pursuant to the Consolidation Order, shall carry over with the same rights and priorities as afforded to the Administrative Charge in any Order granted in connection with the Applicants' CCAA Application.

GENERAL

5. Service of this Order on the persons listed on the service list shall be by any of email, facsimile, courier, registered mail, regular mail, or personal delivery, and no persons other than those on the service list are entitled to be served with a copy of this Order.



J.C.Q.B.A.