

Robinson, Jim

From: Conway, Madam Justice Barbara (SCJ) <Barbara.Conway@scj-csj.ca>
Sent: Wednesday, September 30, 2020 9:33 AM
To: Noel, Mike
Cc: Jackson, Leora; Adam Slavens; skukulowicz@cassels.com; Meakin, Nigel; Robinson, Jim; ataylor@stikeman.com; sskorbinski@mindengross.com; Linda Galessiere; jwuthmann@cglegal.ca; mcitak@grllp.com; bbrooksbank@blg.com; JUS-G-MAG-CSD-Toronto-SCJ Commercial List
Subject: [EXTERNAL] RE: GNC Holdings, Inc. et al - Court File No.: CV-20-00642970-00CL – Order and Counsel Slip for today's 9:00 am hearing
Attachments: Counsel slip for Sept 30 hearing.pdf; Signed Recognition Order re US Lease Assumption Orders September 30 2020.pdf
Importance: High

This motion for a further recognition order proceeded before me by Zoom. The counsel slip is attached.

The U.S. Court granted five omnibus lease assumption orders (the “**U.S. Assumption Orders**”) yesterday, which GNC Holdings seeks to have recognized in Canada. Counsel advised that the motion was unopposed in the U.S. and the matter proceeded without a hearing. In any event, the matter is unopposed in Canada – in particular, the landlords do not oppose. I am satisfied that the recognition order should be granted, as the U.S. Assumption Orders were obtained to facilitate the restructuring efforts of the Debtors and maximize the potential value of the assets for the benefit of their creditors and stakeholders.

Order to go as signed by me and attached to this email. The order is effective from today's date and is enforceable without the need for entry and filing.

The next return date scheduled on this matter is **October 16, 2020 at 10 a.m. before me for 30 minutes (confirmed with the CL office)**.



Superior Court of Justice (Toronto)

From: Noel, Mike <mnoel@torys.com>
Sent: September 30, 2020 9:22 AM
To: Conway, Madam Justice Barbara (SCJ) <Barbara.Conway@scj-csj.ca>
Cc: Jackson, Leora <ljackson@torys.com>; Adam Slavens <aslavens@torys.com>; Noel, Mike <mnoel@torys.com>; skukulowicz@cassels.com; Nigel.Meakin@fticonsulting.com; jim.robinson@fticonsulting.com; ataylor@stikeman.com; sskorbinski@mindengross.com; Linda Galessiere <lgalessiere@cglegal.ca>; jwuthmann@cglegal.ca; mcitak@grllp.com; bbrooksbank@blg.com; JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Subject: GNC Holdings, Inc. et al - Court File No.: CV-20-00642970-00CL – Order and Counsel Slip for today's 9:00 am hearing

Dear Justice Conway:

Please find attached fully compiled pdf versions of the Recognition Order and counsel slip in relation to this morning's motion of GNC Holdings Inc., as applicant.

Kind regards,

Mike Noel
Associate

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