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In its Capacity as Monitor and Foreign Representative for the Debtor*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

IMPERIAL TOBACCO CANADA
LIMITED,

Debtor in a Foreign Proceeding.¹

Chapter 15
Case No. 19-10771(SCC)

**NOTICE OF MONITOR’S MOTION FOR
RECOGNITION AND ENFORCEMENT OF THE ORDER OF THE
CANADIAN COURT APPROVING SETTLEMENT WITH THE RETIREE GROUP**

PLEASE TAKE NOTICE that on June 19, 2019, FTI Consulting Canada Inc. (“FTI”), in its capacity as the court-appointed monitor (“Monitor”) and foreign representative of Imperial Tobacco Canada Limited (“ITCAN” or the “Debtor”) in a proceeding (the “Canadian Proceeding”) under Canada’s *Companies’ Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the “CCAA”), pending before the Ontario Superior Court of Justice (Commercial List) at Toronto (the “Canadian Court”), by its undersigned counsel, filed the *Monitor’s Motion for Recognition and*

¹ The last four digits of the Debtor’s taxpayer identification number is 4374. The Debtor’s registered office is located at 30 Pedigree Court, Brampton (Ontario) Canada L6T 5T8.



Enforcement of the Order of the Canadian Court Approving Settlement with the Retiree Group (the “Motion”)².

PLEASE TAKE FURTHER NOTICE that the Bankruptcy Court has scheduled a hearing to consider the relief requested in the Motion on **July 17, 2019, at 02:00 p.m., prevailing Eastern Time** (the “Hearing”) or as soon thereafter as counsel may be heard, before the Honorable Shelley C. Chapman, United States Bankruptcy Judge, in Room 623 of the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 2004.

PLEASE TAKE FURTHER NOTICE that a copy of the Motion and/or related documents are available free of charge by visiting the website of Kurtzman Carson Consultants LLC at www.kccllc.net/ITCAN. You may also obtain copies of any pleadings by visiting the Court’s website at www.ecf.nysb.uscourts.gov in accordance with the procedures and fees set forth therein.

PLEASE TAKE FURTHER NOTICE that any party in interest wishing to submit a response or objection to the Motion, or the relief requested therein, must do so in accordance with the Bankruptcy Code, the Bankruptcy Rules and the Local Bankruptcy Rules for the Bankruptcy Court, setting forth in writing the basis thereof. Any responses or objections must be filed with the Bankruptcy Court no later than **04:00 p.m., prevailing Eastern Time, on July 10, 2019** (the “Objection Deadline”) and served upon Bracewell LLP, counsel to the Monitor, 1251 Avenue of the Americas, New York, NY 10020-1100, attn: Jennifer Feldsher and Mark E. Dendinger.

² Capitalized terms not defined herein shall have the meaning ascribed to them in the Motion.

PLEASE TAKE FURTHER NOTICE that all parties in interest opposing the Motion or the relief requested therein must appear at the Hearing at the time and place set forth above.

PLEASE TAKE FURTHER NOTICE that if no response or objection is timely filed and served, the Court may grant the relief requested in the Motion without further notice.

PLEASE TAKE FURTHER NOTICE that the Hearing may be adjourned from time to time without further notice other than an announcement in open court, or a notice of adjournment filed with the Bankruptcy Court, of the adjourned date or dates at the Hearing or any other further adjourned hearing.

Dated: June 19, 2019
New York, New York

By: /s/ Jennifer Feldsher
Jennifer Feldsher
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