Court File No. CV-17-589016-00CL

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

THE HONOURABLE  $M \rho$ .

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JUSTICE H.J. WILTON-SIBAR

MONDAY, THE 23rd DAY OF APRIL, 2018



IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF BANRO CORPORATION, BANRO **GROUP (BARBADOS) LIMITED, BANRO CONGO** (BARBADOS) LIMITED, NAMOYA (BARBADOS) LIMITED, LUGUSHWA (BARBADOS) LIMITED, TWANGIZA (BARBADOS) LIMITED AND KAMITUGA (BARBADOS) LIMITED

(the "Applicants")

### STAY EXTENSION ORDER

THIS MOTION, made by the Applicants, pursuant to the Companies' Creditors Arrangement Act, R.S.C. 1985, c. c-36, as amended (the "CCAA") for an order, inter alia, amending the Initial Order in these proceedings dated December 22, 2017 (the "Initial Order") and certain related relief, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Notice of Motion of the Applicants, the affidavit of Rory James Taylor sworn April 18, 2018 (the "Taylor Affidavit") and the Exhibits thereto, the Fifth Report of FTI Consulting Canada Inc., in its capacity as monitor of the Applicants (the "Monitor") dated April 19, 2018, and on hearing the submissions of counsel for the Applicants and the Monitor, no one appearing for any other party although duly served as appears from the affidavit of service of Sophie Moher sworn April 18, 2018,

1. THIS COURT ORDERS that the time for service of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.

2. THIS COURT ORDERS that the Stay Period (as defined in paragraph 15 of the Initial Order) be and is hereby extended until and including the earlier of June 1, 2018 or the filing of the Monitor's Certificate (as defined in the Order of the Honourable Justice Hainey made in these proceedings and dated March 27, 2018).

3. THIS COURT ORDERS that the Fifth Report of the Monitor dated April 19, 2018, and the activities of the Monitor described therein be and are hereby approved.

4. THIS COURT HEREBY REQUESTS the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States, to give effect to this Order and to assist either of the Applicants, the Monitor and their respective agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to either of the Applicants or to the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Applicants or the Monitor in any foreign proceeding, or to assist either of the Applicants or the Monitor and their respective agents in carrying out the terms of this Order.

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APR 2 3 2018

PER/PAR:

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## **ONTARIO** SUPERIOR COURT OF JUSTICE COMMERCIAL LIST PROCEEDING COMMENCED AT TORONTO STAY EXTENSION ORDER **Cassels Brock & Blackwell LLP** 2100 Scotia Plaza 40 King Street West Toronto, ON M5H 3C2 Ryan C. Jacobs LSUC# 59510J 416.860.6465 Tel: Fax: 416.640.3189 rjacobs@casselsbrock.com Jane Dietrich LSUC# 49302U 416.860.5223 Tel: Fax: 416.640.3144 jdietrich@casselsbrock.com Sophie Moher LSUC# 723173H Tel: 416.860.2903 Fax: 416.640.3144 smoher@casselsbrock.com Lawyers for the Applicants