

COURT FILE NUMBER 2301-03179
COURT COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY



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
DYNAMIC TECHNOLOGIES GROUP INC.,
DYNAMIC ATTRACTIONS LTD., DYNAMIC
ENTERTAINMENT GROUP LTD., DYNAMIC
STRUCTURES LTD. and DYNAMIC
ATTRACTIONS INC.

COM
July 28, 2023

DOCUMENT AFFIDAVIT



ADDRESS FOR SERVICE
AND CONTACT
INFORMATION OF
PARTY FILING THIS
DOCUMENT

MLT AIKINS LLP
Barristers and Solicitors
2100, 222 – 3rd Avenue S.W.
Calgary, Alberta T2P 0B4
Telephone: 403.693.5420
Fax No.: 403.508.4349
Attention: Ryan Zahara
Email: rzahara@mltaikins.com
File No.: 0119375.00031

FIFTH AFFIDAVIT OF ALLAN FRANCIS
Sworn July 17, 2023

I, Allan Francis, of the City of Winnipeg, in the Province Manitoba, SWEAR AND SAY THAT:

1. I am the Corporate Secretary and Vice-President Corporate Affairs and Administration of Dynamic Technologies Group Inc. ("**DTG**") and as such I have personal knowledge of the matters deposed to in this Affidavit, except where stated to be based on information and belief, in which case I verily believe same to be true.
2. I am also the Corporate Secretary of Dynamic Attractions Ltd. ("**DAL**"), the Corporate Secretary and Treasurer of Dynamic Entertainment Group Ltd. ("**DEGL**"), the Corporate Secretary of Dynamic Attractions Inc. ("**DAI**"), the Corporate Secretary of Dynamic Structures Ltd. ("**DSL**"; together with DTG, DAL, DAI and DEGL, the "**Dynamic Group**" or the "**Applicants**").

A handwritten signature in blue ink, appearing to be "A. Francis", located in the bottom right corner of the page.

3. All capitalized terms not otherwise defined herein shall have the same meaning as within my Fourth Affidavit sworn on June 13, 2023 (the "**Fourth Affidavit**").
4. Unless otherwise indicated, monetary references in this affidavit are references to Canadian dollars.

I. RELIEF SOUGHT

5. This affidavit is sworn in support of an application for an Order extending the Stay Period until September 29, 2023.

A. ACTIONS SINCE RVO and SAVO

6. On June 23, 2023, the Honourable Justice G.A. Campbell approved the PEL Transaction Agreement pursuant to the approval and reverse vesting order (the "**RVO**") and the sale approval and vesting order (the "**SAVO**"). Since that date, the Dynamic Group has taken the following actions:

- (a) continued their efforts to perform all closing obligations pursuant to the PEL Transaction Agreement, including the Reorganization Steps set out in Schedule "J" to the PEL Transaction Agreement;
- (b) issued a Notice of Intent to Disclaim the commercial lease agreement dated April 1, 2017, as amended, respecting DAL's facility located in Port Coquitlam, British Columbia; and
- (c) brought an application in Texas pursuant to Chapter 15 of the U.S. Bankruptcy Code for recognition of the approval and reverse vesting order and the sale approval and vesting order granted on June 23, 2023 by Justice G.A. Campbell in the within *Companies' Creditors Arrangement Act*, RSC 1985, c C-36 ("**CCAA**") proceedings.

B. EXTENSION OF THE STAY OF PROCEEDINGS

7. The Dynamic Group seeks an extension of the stay of proceedings to protect and preserve the value of their business for the benefit of the Dynamic Group and their stakeholders while it continues its efforts to close the PEL Transaction Agreement.



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DOCUMENT **CERTIFICATE OF REMOTE COMMISSIONING**

ADDRESS FOR SERVICE AND CONTACT
INFORMATION OF PARTY
FILING THIS DOCUMENT
MLT AIKINS LLP
Barristers and Solicitors
2100, 222 3rd Ave SW
Calgary, Alberta T2P 0B4
Phone: 403.693.5420
Fax: 403.508.4349
Attention: Ryan Zahara
File: 0119375.00031

Document commissioned by a Lawyer during a Public Emergency Period

1. I, Kaitlin Ward, being a lawyer in and for the Province of Alberta, certify that in witnessing and notarizing the within Affidavit of Allan Francis executed by the affiant herein, on July 17, 2023 (the "**Affidavit**"):
 - a. I have complied with the requirements and conditions as outlined in the Notice to the Profession and Public-Remote Commissioning 2020-02 by the Court of King's Bench of Alberta on March 25, 2020.
 - b. I witnessed the signature in a single session during which I was able, at all times, to see and hear the affiant signing the Affidavit by electronic means.
 - c. I am satisfied that the affiant named in the Affidavit is who the person purports to be.
 - d. I received from the deponent the signed Affidavit by electronic means.

- e. I have maintained in my files the signed Affidavit with my signature as a notary public, and I have requested that the affiant provide to me the Affidavit containing the affiant's original signature.

Dated this 17th day of July, 2023



(Signature of lawyer)

Kaitlin Ward

(Print or type lawyer's name)

This affidavit was affirmed using video technology as Allan Francis was not physically present before the Notary but was linked with the Notary utilizing video technology. The process for remote commissioning of affidavits was thoroughly followed as outlined in the Notice to the Profession and Public – Remote Commissioning 2020-02 by the Court of King's Bench on March 25, 2020.

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Clerk's stamp

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