

Court File No. CV-23-00700581-00CL

#### ONTARIO SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST)

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THE HONOURABLE

JUSTICE OSBORNE

MONDAY, THE 29<sup>TH</sup> DAY

OF JANUARY, 2024

#### 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 15315441 CANADA INC.

Applicant

## ORDER (Stay Extension and Late Claims Approval)

**THIS MOTION**, made by 15315441 Canada Inc. (the "**Applicant**") pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "**CCAA**") for an order (the "**Order**"), among other things, extending the Stay Period (as defined below), was heard this day by judicial videoconference via Zoom.

**ON READING** the Applicant's Notice of Motion dated January 23, 2024, the affidavit of Avininder Grewal sworn January 23, 2024 (the "**Grewal Affidavit**"), and the Exhibits thereto, the Fifth Report of FTI Consulting Canada Inc., in its capacity as monitor of the Applicant (in such capacity, the "**Monitor**"), and the appendices thereto, and on hearing the submissions of counsel for the Applicant, counsel for the Monitor, and such other parties as listed on the Participant Information Form, with no one else appearing although duly served as appears from the affidavit of service of Philip Yang, filed,

#### SERVICE AND DEFINITIONS

1. **THIS COURT ORDERS** that the time for service and filing 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 capitalized terms used in this Order and not otherwise defined herein shall have the meanings ascribed to them in the Grewal Affidavit, the Order of Justice Osborne dated June 15, 2023 (the "**Amended and Restated Initial Order**"), and the Order of Justice Osborne dated August 29, 2023 (the "**Claims Process Order**").

# **EXTENSION OF THE STAY PERIOD**

3. **THIS COURT ORDERS** that the Stay Period, as defined in the Amended and Restated Initial Order, is hereby extended until April 15, 2024.

## SPECIFIED LATE CLAIMS

4. **THIS COURT OTDERS** that notwithstanding that the Late Claims that are identified and described in the Fifth Report were filed after the Claims Bar Date, the Monitor is hereby authorized to accept, revise or disallow (in whole or in part) such Late Claims in consultation with the Applicant and in accordance with the Claims Process Order.

## GENERAL

5. **THIS COURT ORDERS** that the Applicant or the Monitor may apply to the Court as necessary to seek further orders and directions to give effect to this Order.

6. **THIS COURT ORDERS** that this Order shall have full force and effect in all provinces and territories in Canada.

7. **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 the Applicant, 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 the Applicant and 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 Monitor in any foreign proceeding, or to assist the Applicant and the Monitor and their respective agents in carrying out the terms of this Order.

8. **THIS COURT ORDERS** that this Order and all of its provisions are effective as of 12:01 a.m. Prevailing Eastern Time on the date hereof.

9. **THIS COURT ORDERS** that this Order is enforceable without the need for entry and filing.

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# ONTARIO SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST)

PROCEEDING COMMENCED AT TORONTO

#### STAY EXTENSION AND FEES APPROVAL ORDER

#### STIKEMAN ELLIOTT LLP

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