

COUNSEL SLIP/COURT ENDORSEMENT

Matter Information:

Court File No.: CV-21-00673304-00CL

Title of Proceedings: In the Matter of the *Companies' Creditors Arrangement Act* and in the Matter of a Plan of Compromise or Arrangement of Harte Gold Corp., 13699404 Canada Inc. and 13699447 Canada Inc. (the "**Applicants**")

Hearing Time and Date: 2:00 pm, February 15, 2022

Counsel:

Joseph Pasquariello and Christopher Armstrong for FTI Consulting Canada Inc., the Court-appointed Monitor

Guy Martel and Danny Duy Vu for the Applicants

Stuart Brotman for BNP Paribas

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Additional Attendees:

Andrew Harmes, observing (aharmes@goodmans.ca); Brennan Caldwell, observing (bcaldwell@goodmans.ca); Cathy Ta, media (cta@reorg.com); Nigel Meakin, representative of FTI Consulting Canada Inc., the Court-appointed Monitor (nigel.meakin@fticonsulting.com); William Rodier-Dumais, observing (wrodierdumais@stikeman.com)

Endorsement of Penny J.

This is a motion by the Monitor for an order:

- (a) authorizing distributions;
- (b) approving the monitors activities and fees;
- (c) terminating these proceedings and discharging FTI as the Monitor; and
- (d) provisionally extending the stay beyond March 29, 2022 if becomes necessary.

None of the relief sought is opposed.

The distributions are in accordance with the SARSA approved by this Court on January 28, 2022 and are supported by the evidence. Likewise, once the transaction closes (expected on February 18, 2022) and the remaining implementation steps taken, the CCAA proceedings will have been completed and the Monitor no longer necessary. Accordingly, it is appropriate to grant the order

terminating the CCAA proceedings. The Monitor has reported carefully and appropriately. This was an intense, challenging undertaking. I am satisfied the Monitor's fees and those of its counsel are fair and reasonable. As a matter of efficiency, if the termination certificate cannot, for unforeseen reasons, be delivered by March 29, 2022 (when the current stay ends) the Monitor seeks discretion to implement a brief further extension. If this were going to involve more than a week or two, the Monitor would return to Court. This relief is appropriate in the circumstances.

Order to issue in the form signed by me this day.

A handwritten signature in blue ink, appearing to read "Penny J.", followed by a period.

Penny J.