

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

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 JUST ENERGY GROUP INC., JUST ENERGY CORP., ONTARIO ENERGY COMMODITIES INC., UNIVERSAL ENERGY CORPORATION, JUST ENERGY FINANCE CANADA ULC, HUDSON ENERGY CANADA CORP., JUST MANAGEMENT CORP., JUST ENERGY FINANCE HOLDING INC., 11929747 CANADA INC., 12175592 CANADA INC., JE SERVICES HOLDCO I INC., JE SERVICES HOLDCO II INC., 8704104 CANADA INC., JUST ENERGY ADVANCED SOLUTIONS CORP., JUST ENERGY (U.S.) CORP., JUST ENERGY ILLINOIS CORP., JUST ENERGY INDIANA CORP., JUST ENERGY MASSACHUSETTS CORP., JUST ENERGY NEW YORK CORP., JUST ENERGY TEXAS I CORP., JUST ENERGY, LLC, JUST ENERGY PENNSYLVANIA CORP., JUST ENERGY MICHIGAN CORP., JUST ENERGY SOLUTIONS INC., HUDSON ENERGY SERVICES LLC, HUDSON ENERGY CORP., INTERACTIVE ENERGY GROUP LLC, HUDSON PARENT HOLDINGS LLC, DRAG MARKETING LLC, JUST ENERGY ADVANCED SOLUTIONS LLC, FULCRUM RETAIL ENERGY LLC, FULCRUM RETAIL HOLDINGS LLC, TARA ENERGY, LLC, JUST ENERGY MARKETING CORP., JUST ENERGY CONNECTICUT CORP., JUST ENERGY LIMITED, JUST SOLAR HOLDINGS CORP. AND JUST ENERGY (FINANCE) HUNGARY ZRT. (each, an “**Applicant**”, and collectively, the “**Applicants**”)

**SUPPLEMENTAL RESPONDING MOTION RECORD
OF U.S. CLASS COUNSEL**

(MOTION RETURNABLE AUGUST 17, 2022)

August 16, 2022

Paliare Roland Rosenberg Rothstein LLP
155 Wellington Street West, 35th Floor
Toronto ON M5V 3H1
Tel: 416.646.4300

Ken Rosenberg (LSO# 21102H)

Tel: 416.646.4304

Email: ken.rosenberg@paliareoland.com

Massimo (Max) Starnino (LSO# 41048G)

Tel: 416.646.7431

max.starnino@paliareroland.com

Jeffrey Larry (LSO# 44608D)

Tel: 416.646.4330

Email: jeff.larry@paliareroland.com

Danielle Glatt (LSO# 65517N)

Tel: 416.646.7440

Email: danielle.glatt@paliareroland.com

Counsel to US counsel for Fira Donin and Inna Golovan, in their capacity as proposed class representatives in *Donin et al. v. Just Energy Group Inc. et al.*

Counsel to US Counsel for Trevor Jordet, in his capacity as proposed class representative in *Jordet v. Just Energy Solutions Inc.*

TO: **THE SERVICE LIST**

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Court File No. CV-21-00658423-00CL

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**AFFIDAVIT OF ROBERT TANNOR
(SWORN AUGUST 16, 2022)**

I, Robert Tannor, of the city of Santa Barbara, in the state of California, MAKE
OATH AND SAY:

1. I swore an affidavit in respect of the Applicants' motion returnable August 17, 2022 on August 10, 2022. This affidavit should be read in conjunction with that affidavit.

2. In my previous affidavit, I indicated that U.S. Class Counsel was working with a potential financier of a restructuring plan intended to deliver a return to all unsecured creditors.

3. By way of update, I am informed by Ken Rosenberg, a partner at Paliare Roland Rosenberg Rothstein, Canadian counsel to U.S. Class Counsel, and believe, that our financier advised today, that he has completed preliminary due diligence, and currently sees value in the Applicants well in excess of the secured debt, and continues to be very interested in working with U.S. Class Counsel to restructure the Applicants' business through a plan of arrangement for the benefit of unsecured creditors.

4. Although financing work is ongoing, he is now sufficiently comfortable that he has no objection in our disclosing his identity to the court. The financier that U.S. Class Counsel is working with is Mark Silver of Toronto ("**Mr. Silver**").

5. Mr. Silver is a highly successful Toronto business person and entrepreneur, and he is currently the president of Optus Capital Corporation. Mr. Silver was a founding partner and Chief Executive Officer of Universal Energy which was sold in 2009 to Just Energy Group Inc. Prior to that, he co-founded Direct Energy Marketing and grew the company to over \$1.3 billion in revenues before selling it to Centrica PLC (also known as British Gas) in 2000. As a former owner of one of the Applicants' predecessor companies, he is personally familiar with owning, operating and M&A activities relating to energy marketing companies.

6. Additional information regarding Optus Capital Corporation can be found in its web page: <https://www.optuscapitalpartners.com>

7. Mr. Silver's work is ongoing.

SWORN remotely by Robert Tannor of the City of Santa Barbara, in the State of California, before me at the City of Toronto, in the Province of Ontario, on this 16th day of August, 2022 in accordance with O. Reg. 431/20, Administering Oath or Declaration Remotely.



Commissioner for Taking Affidavits
(or as may be)

Robert Tannor

Robert Tannor

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