

Form 35 (Rules 8-4(1), 13-1(3), 17-1(2) and 25-9(2))

No. **S1810743** VANCOUVER Registry

#### IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED AND IN THE MATTER OF THE BUSINESS CORPORATIONS ACT, S.B.C. 2002, c. 57, AS AMENDED AND IN THE MATTER OF THE CANADA BUSINESS CORPORATIONS ACT, R.S.C. 1985, c. C-44, AS AMENDED AND IN THE MATTER OF A PLAN OF COMPROMISE AND ARRANGEMENT OF PUREWAL BLUEBERRY FARMS LTD., 0726357 B.C. LTD., 0726365 B.C. LTD. and 0726368 B.C. LTD.

PETITIONERS

## ORDER MADE AFTER APPLICATION (ACCESS TO RECORDS)

#### BEFORE

THE HONOURABLE JUSTICE G.C. WEATHERILL

January 8, 2020

ON THE APPLICATION of the Petitioners coming on for hearing at Vancouver, British Columbia on January 8, 2020 and on hearing Katie G. Mak, counsel for the Petitioners and the counsel on the list attached hereto as **Schedule "A"**, and upon reading the material filed, and pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. c. C-36, as amended, the British Columbia Supreme Court Civil Rules and the inherent jurisdiction of this Honourable Court;

#### THIS COURT ORDERS that:

1. 1176094 B.C. Ltd. and West Coast Blueberry Farms Ltd. permit the Petitioners, the Monitor and/or their representatives (collectively, the "**Permitted Persons**") to make, retain or take away copies of the books, documents, securities,

contracts, orders, corporate and accounting records, and any other papers, records and information of any kind related to the business or affairs of the Petitioners, and any computer programs, computer tapes, computer disks, or other data storage media containing any such information (collectively, the "**Records**") located at 13753 Hale Road, Pitt Meadows, British Columbia (the "**Processing Plant**") and shall provide to the Permitted Persons to make, retain and take away copies thereof and grant to the Representatives unfettered access to and use of accounting, computer, software and physical facilities relating thereto.

2. 1176094 B.C. Ltd., West Coast Blueberry Farms Ltd. and Stratum Systems give unfettered access to the Permitted Persons for the purpose of allowing the Permitted Persons to recover and fully copy any Records which are stored or otherwise contained on a computer or other electronic system of information storage. whether by an independent service provider or otherwise, for the purpose of allowing the Permitted Persons to recover and fully copy all of the information contained therein whether by way-of-printing the information onto paper or making copies of computer disks or such other manner of retrieving and copying the information as the Permitted Persons in its discretion deems expedient, and shall not alter, erase or destroy any Records without the prior written consent of the Monitor. Further, for the purposes of this paragraph, 1176094 B.C. Ltd., West Coast Blueberry Farms Ltd. and Stratum Systems shall provide the Permitted Persons with all such assistance in gaining immediate access to the information in the Records as the Permitted Persons may in its discretion require including, without limitation, providing the Permitted Persons with instructions on the use of any computer or other system and providing the Permitted Persons with any and all access codes, account names and account numbers that may be required to gain access to the information

3. The approval of counsel as to form listed as **Schedule "A"** hereto, except for counsel for the Petitioners, is dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

Signature of Lawyer for the Petitioners Lawyer: Katie G. Mak

HE COUF ΈΥ

Registrar

# Schedule "A"

# LIST OF COUNSEL

Jared Enns	Monitor
Daniel Shouldice	Harjinder Singh Berar, Karmjit Kaur Berar, Berar Farms Ltd., Nelson Road Investments Ltd. and No. 9 Road Investments Ltd.
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PETITIONERS

1830 Q.C

## **ORDER MADE AFTER APPLICATION**

File No.: 47153-0001

# **CLARK WILSON LLP**

900 – 885 West Georgia Street Vancouver, BC V6C 3H1 604.687.5700

> LAWYER: Katie G. Mak (Direct #: 604.643.3105)

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