

COURT FILE NUMBER	2201-06388
COURT	COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE	CALGARY
PLAINTIFF	ATB FINANCIAL
DEFENDANT	ALBERTA FOOTHILLS PROPERTIES LTD.
APPLICANT	FTI CONSULTING CANADA INC., in its capacity as the Court-appointed Receiver of ALBERTA FOOTHILLS PROPERTIES LTD.
DOCUMENT	<b>RECEIVER'S CERTIFICATE</b>
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	MLT AIKINS LLP Barristers and Solicitors 2100, 222 3 <sup>rd</sup> Avenue S.W. Calgary, Alberta T2P 084 Phone: 403.693.5420 Fax: 403.508.4349 Attention: Ryan Zahara File: 0052752.00004

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**RECITALS**

- A. Pursuant to an Order of the Honourable Justice K.M. Eidsvik of the Court of King's Bench of Alberta, Judicial District of Calgary (the "**Court**") dated May 17, 2021, FTI Consulting Canada Inc. was appointed as the receiver (the "**Receiver**") of the undertakings, property and assets of Alberta Foothills Properties Ltd. (the "**Debtor**").
- B. Pursuant to an Order of the Court dated May 10, 2023, the Court approved the agreement of purchase and sale made as of March 30, 2023 (the "**Sale Agreement**") between the Receiver and Big Rock Foothills Holdings Ltd. (the "**Purchaser**") and provided for the vesting in the Purchaser (or its nominee) of the Debtor's right, title and interest in and to the Purchased Assets, which vesting is to be effective with respect to

the Purchased Assets upon the delivery by the Receiver to the Purchaser (or its nominee) of a certificate confirming (i) the payment by the Purchaser of the Purchase Price for the Purchased Assets; (ii) that the conditions to Closing as set out in Article 8 of the Sale Agreement have been satisfied or waived by the Receiver and the Purchaser; and (iii) the Transaction has been completed to the satisfaction of the Receiver.

C. Unless otherwise indicated herein, capitalized terms have the meanings set out in the Sale Agreement.

**THE RECEIVER CERTIFIES** the following:

1. The Purchaser (or its nominee) has paid and the Receiver has received the Purchase Price for the Purchased Assets payable on the Closing Date pursuant to the Sale Agreement;
2. The conditions to Closing as set out in the Sale Agreement have been satisfied or waived by the Receiver and the Purchaser (or its nominee); and
3. The Transaction has been completed to the satisfaction of the Receiver.
4. This Certificate was delivered by the Receiver at 3:55 p.m. on June 8, 2023.

**FTI Consulting Canada Inc. in its capacity as Receiver of the undertakings, property and assets of Alberta Foothills Properties Ltd. and not in its personal or corporate capacity.**

Per: 

Name:

BRETT WILSON

Title:

MANAGING DIRECTOR