COURT FILE NUMBER

JUDICIAL CENTRE

COURT

2501 01350

## COURT OF KING'S BENCH OF ALBERTA

CALGARY

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 PEAVEY INDUSTRIES GENERAL PARTNER LIMITED, TSC STORES GP INC., GUYS FREIGHTWAYS LTD., and PEAVEY INDUSTRIES LIMITED



#### DOCUMENT

# MONITOR'S CERTIFICATE

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

Norton Rose Fulbright Canada LLP 400 3<sup>rd</sup> Avenue SW, Suite 3700 Calgary, Alberta T2P 4H2 Phone: +1 403.267.8222 Fax: +1 403.264.5973

Howard A. Gorman, KC / Aaron Stephenson / Meghan Parker howard.gorman@nortonrosefulbright.com aaron.stephenson@nortonrosefulbright.com meghan.parker@nortonrosefulbright.com

File No.: 1001279041

### RECITALS

A. Pursuant to an Order of the Court dated April 25, 2025, the Court approved the agreement of purchase and sale made as of April 15, 2025 (the Sale Agreement) between Peavey Industries LP (Peavey) and 2607781 Alberta Ltd. (the Purchaser) and provided for the vesting in the Purchaser of Peavey'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 Monitor to the Purchaser of a certificate confirming: (i) the payment by the Purchaser of the Purchase Price for the Purchased Assets; (ii) that the conditions to Closing of the Sale Agreement have been satisfied or waived by Peavey and the Purchaser; and (iii) the Transaction has been completed to the satisfaction of the Monitor.

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

### THE MONITOR CERTIFIES the following:

- 1. The Purchaser (or its nominee) has paid the Purchase Price for the Purchased Assets payable on the Closing Date pursuant to the Sale Agreement;
- 2. The conditions to Closing of the Sale Agreement have been satisfied or waived by Peavey and the Purchaser (or its nominee); and
- 3. The Transaction has been completed to the satisfaction of the Monitor.
- 4. This Certificate was delivered by the Monitor at 3:00 p.m. MST on May 1, 2025.

FTI Consulting Canada Inc., in its capacity as Monitor of the undertakings, property and assets of Peavey, and not in its personal capacity.

Per: <

Name: Deryck Helkaa

**Title: Senior Managing Director**