

COURT FILE NUMBER 2501 01350
COURT COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY

Clerk's Stamp

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 **ORDER (REAL ESTATE AMENDING AGREEMENT APPROVAL)**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
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File No.: 1001279041

DATE ON WHICH ORDER WAS PRONOUNCED: April 2, 2025
NAME OF JUDGE WHO MADE THIS ORDER: The Honourable Justice Simard
LOCATION OF HEARING: Calgary, Alberta via WebEx

UPON the Application of Peavey Industries General Partner Limited, TSC Stores GP Inc., Guys Freightways Ltd., and Peavey Industries Limited (the **Applicants**) for an Order approving the Real Estate Amending Agreement (the **Real Estate Amending Agreement**) as between Peavey Industry LP, by its general partner, Peavey Industries General Partner Limited (**Peavey**), and Gordon Brothers Canada ULC as attached as Appendix "E" to the Monitor's Third Report, dated March 26, 2025 (the **Third Report**); **AND UPON** having read the Applicants' pleadings and evidence filed in the within proceedings, and the Third Report of the Monitor, FTI Consulting Inc. (the **Monitor**), filed; **AND UPON** hearing counsel for the Applicants, Peavey Industries LP, and Peavey Industries Mutual Fund Trust (collectively, the **Peavey Group**), and any other party that may be present;

IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

1. Service of notice of this application and the supporting materials is hereby declared to be good and sufficient, and no other person is required to have been served with notice of this application.

APPROVAL OF AMENDING AGREEMENT

2. The Real Estate Amending Agreement is hereby approved. The execution of the Real Estate Amending Agreement by Peavey is hereby ratified, confirmed and approved, and Peavey is hereby authorized to continue performance pursuant to the Real Estate Amending Agreement.

MISCELLANEOUS MATTERS

3. Service of this Order shall be deemed good and sufficient by:
 - (a) Serving the same on:
 - (i) the persons listed on the service list created in these proceedings;
 - (ii) any other person served with notice of the application for this Order;
 - (iii) any other parties attending or represented at the application for this Order; and
 - (b) Posting a copy of this Order on the Monitor's website at:
<http://cfcanada.fticonsulting.com/peavey/>and service on any other person is hereby dispensed with.
4. Service of this Order may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.

Justice of the Court of King's Bench of Alberta