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



Clerk's Stamp

## DOCUMENT

**RESTRICTED COURT ACCESS ORDER** 

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

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File No.: 1001279041

DATE ON WHICH ORDER WAS PRONOUNCED: February 6, 2024 NAME OF JUDGE WHO MADE THIS ORDER: The Honourable Justice B.B. Johnston LOCATION OF HEARING: Calgary, Alberta via WebEx

**UPON** the Application of Peavey Industries General Partner Limited, TSC Stores GP Inc., Guys Freightways Ltd., Peavey Industries Mutual Fund Trust and Peavey Industries Limited (the **Applicants**); **AND UPON** having read the first and second affidavits of Douglas Anderson, sworn January 27 (**Anderson Affidavit #1**) and January 31, 2025, respectively, and the affidavit of service of Joanna Van Ham, sworn February 3, 2025; **AND UPON** having read the Brief of Law of the Applicants, filed January 27, 2025, and any other submissions or materials submitted on behalf of the Applications; **AND UPON** having read the Pre-filing Report and First Report of the Monitor, FTI Consulting Inc. (**Monitor** and **First Report of the Monitor**); **AND UPON** reviewing the Initial Order granted in the proceedings under the *Companies Creditors Arrangement Act*, RSC 1985, c C-36 (**CCAA**) by the Honourable Justice Feasby on January 27, 2025 (the **Initial Order**); **AND UPON** hearing counsel for the Applicants, Peavy Industries LP (**Peavey**), and Peavey Industries Mutual Fund Trust (**MFT**) (collectively, the **Peavey Group**), and any other party that may be present;

## IT IS HEREBY ORDERED AND DECLARED THAT:

- 1. The time for service of the notice of application of this Restricted Court Access Order is hereby abridged and deemed good and sufficient, if necessary, and this application is properly returnable today.
- An unredacted copy of the Confidential Supplement to the First Report of the Monitor shall be filed in an envelope, which will be marked as "SEALED PURSUANT TO COURT ORDER – NOT TO BE OPENED WITHOUT PRIOR ORDER OF THIS COURT", and which shall be maintained as sealed, confidential and not forming part of the public record, for one year following pronouncement of this Order.
- 3. The Applicants, or any person, entity or party affected by this order, may apply to this Court to extend the period during which the Confidential Supplement to the First Report of the Monitor will be maintained as sealed, confidential and not forming part of the public record. Any person, entity or party affected by this Order may otherwise apply to have this Order vacated, substituted, modified or varied, with such application to be brought on notice to the Monitor and any other affected party.
- 4. This Order shall be posted by the Monitor to <u>http://cfcanada.fticonsulting.com/peavey/</u>, and served by the Applicants on the service list maintained by the Applicants or who otherwise are reasonably known by the Applicants to be affected by this Order. Service may be effected by facsimile, electronic mail, personal delivery or courier.

B.B.Johns-

Justice of the Court of King's Bench of Alberta