

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)**

THE HONOURABLE MR. ) WEDNESDAY, THE 18<sup>th</sup>  
 )  
JUSTICE HAINEY ) DAY OF APRIL, 2018

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 SEARS CANADA INC., 9370-2751  
QUÉBEC INC., 191020 CANADA INC., THE CUT INC.,  
SEARS CONTACT SERVICES INC., INITIUM LOGISTICS  
SERVICES INC., INITIUM COMMERCE LABS INC., INITIUM  
TRADING AND SOURCING CORP., SEARS FLOOR  
COVERING CENTRES INC., 173470 CANADA INC., 2497089  
ONTARIO INC., 6988741 CANADA INC., 10011711 CANADA  
INC., 1592580 ONTARIO LIMITED, 955041 ALBERTA LTD.,  
4201531 CANADA INC., 168886 CANADA INC., AND 3339611  
CANADA INC.

(the “Applicants”)

**INTERIM STAY EXTENSION AND SECOND FEE APPROVAL ORDER**

**THIS MOTION**, made by FTI Consulting Canada Inc., in its capacity as Court-appointed Monitor (the “**Monitor**”) of the Applicants in these proceedings, for an order: (i) extending the Stay Period (defined below) until and including May 11, 2018; (ii) extending the Application Period (defined below) for the Employee Hardship Fund (defined below) until and including May 11, 2018; and (iii) approving the fees and disbursements of the Monitor and its counsel, Norton Rose Fulbright Canada LLP (“**NRFC**”), was heard this day at 330 University Avenue, Toronto, Ontario.

**ON READING** the Notice of Motion of the Monitor and the seventeenth report of the Monitor dated April 11, 2018 (the “**Seventeenth Report**”), including the fee affidavits sworn April 11, 2018 attached thereto, filed, and on hearing the submissions of counsel for the Monitor, counsel for the Applicants, and such other counsel as were present, no one else appearing although duly served as appears from the Affidavit of Service of [●], sworn April [11], 2018, filed:

### **SERVICE AND DEFINITIONS**

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Seventeenth Report herein is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.

### **EXTENSION OF THE STAY PERIOD**

2. **THIS COURT ORDERS** that the Stay Period (as such term is defined in the Amended and Restated Initial Order dated June 22, 2017 made in these proceedings) is hereby extended from April 27, 2018 until and including May 11, 2018. Further, the Application Period for the Employee Hardship Fund (as such terms, respectively, are defined in the Employee Hardship Fund Term Sheet, approved by the Court on August 18, 2017) shall also be extended from April 27, 2018 until and including May 11, 2018.

### **APPROVAL OF FEES**

3. **THIS COURT ORDERS** that (i) the fees and disbursements of the Monitor for the Period from January 1, 2018 to and including March 31, 2018 totalling CDN\$4,495,783.76 (including applicable taxes); and (ii) the fees and disbursements of NRFC, in its capacity as legal counsel to the

Monitor from December 18, 2017 to and including March 18, 2018 totaling CDN\$2,336,463.02  
(including applicable taxes), be and are hereby approved.

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c. C-36,  
AS AMENDED

Court File No.: CV-17-11846-00CL

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF SEARS CANADA  
INC., et al.

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)**

Proceeding commenced at TORONTO

**INTERIM STAY EXTENSION  
AND SECOND FEE APPROVAL ORDER**

**(re motion returnable April 18<sup>th</sup>, 2018)**

**NORTON ROSE FULBRIGHT CANADA LLP**

Royal Bank Plaza, South Tower  
200 Bay Street, Suite 3800, P.O. Box 84  
Toronto, Ontario M5J 2Z4

**Orestes Pasparakis, LSUC#: 36851T**

Tel: +1 416.216.4815

**Virginie Gauthier, LSUC#: 41097D**

Tel: +1 416.216.4853

**Alan Merskey, LSUC#: 41377I**

Tel: +1 416.216.4805

**Evan Cobb, LSUC#: 55787N**

Tel: +1 416.216.1929

Fax: +1 416.216.3930

orestes.pasparakis@nortonrosefulbright.com

virginie.gauthier@nortonrosefulbright.com

alan.merskey@nortonrosefulbright.com

evan.cobb@nortonrosefulbright.com

Lawyers to the Monitor, FTI Consulting Canada Inc.