

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

APPLICATION UNDER SECTION 243(1) OF THE *BANKRUPTCY AND INSOLVENCY ACT*, R.S.C. 1985, c. B-3, AS AMENDED AND SECTION 101 OF THE *COURTS OF JUSTICE ACT*, R.S.O. 1990, c. C.43, AS AMENDED

B E T W E E N:

MBL ADMINISTRATIVE AGENT II LLC, as agent for POST ROAD SPECIALTY LENDING FUND II LP (f/k/a MAN BRIDGE LANE SPECIALTY LENDING FUND II (US) LP), and POST ROAD SPECIALTY LENDING FUND (UMINN) LP (f/k/a MAN BRIDGE LANE SPECIALTY LENDING FUND (UMINN) LP)

Applicant

and

TRADE X GROUP OF COMPANIES INC., 12771888 CANADA INC., TVAS INC., TRADEXPRESS AUTO CANADA INC., TRADE X FUND GP INC., TRADE X LP FUND I, TRADE X CONTINENTAL INC., TX CAPITAL CORP., TECHLANTIC LTD. and TX OPS CANADA CORPORATION

Respondents

AFFIDAVIT OF HANQIONG (JOAN) XU

I, Hanqiong (Joan) Xu, of the City of Mississauga, in the Province of Ontario, AFFIRM:

1. I am a legal assistant at Dentons Canada LLP (“**Dentons**”), being counsel to the Respondents, and as such have knowledge of the matters contained in this affidavit. Where that knowledge is based on information and belief, I state the basis for that knowledge and believe it to be true.
2. Attached hereto as **Exhibit “A”** is a copy of the Endorsement of the Honourable Judge Louis Joseph Gouin of the Superior Court of Quebec (Commercial Division) made November 29, 2023 in Court File No. 500-11-063165-233.

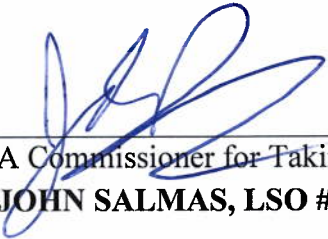
3. Attached hereto as **Exhibit “B”** is a copy of email correspondence between the Applicant’s counsel and the Commercial List, dated between November 20 and 28, 2023, regarding the scheduling of this Application.

4. Attached hereto as **Exhibit “C”** is a copy of email correspondence between Westin Lovy of the Applicant and Brent Sawadsky of the Respondents, dated December 7, 2023, regarding payment of the Respondents’ counsel’s accounts.


5. Attached hereto as **Confidential Exhibit “D”**, to be filed under seal, is a copy of an email sent by Ryan Davidson of Trade X Group of Companies Inc. (“**Trade X**”), on December 11, 2023, at 12:31 a.m., to counsel for the Applicant, to which the following documents were attached:
 - (a) proposed execution copy of Share Purchase Agreement for the purchase and sale of all shares of 13517985 Canada Inc. (the “**SPA**”);
 - (b) proposed waterfall of sale proceeds of the SPA;
 - (c) draft Forbearance Agreement between the Applicant and the Respondents;
 - (d) proposed execution copy of personal guarantee of Ryan Davidson;
 - (e) documents relating to Quebec litigation between Groupe Gregor Inc., 13517985 Canada Inc., and Trade X, together with proposed form of settlement agreement; and
 - (f) car report for remaining vehicles to support payment of the Applicant’s loan (collateralized balance of the loan).

6. I affirm this affidavit in support of the Respondents’ request for an adjournment of this Application, and for no other or improper purpose.

AFFIRMED by Hanqiong (Joan) Xu before
me in Toronto, Ontario, this 11th day of
December, 2023.




A Commissioner for Taking Affidavits
JOHN SALMAS, LSO #42336B



HANQIONG (JOAN) XU

THIS IS EXHIBIT "A" REFERRED TO IN THE
AFFIDAVIT OF HANQIONG (JOAN) XU
AFFIRMED BEFORE ME THIS 11th DAY OF
DECEMBER, 2023.



A Commissioner for Taking Affidavits, etc.

On November 22, 2023, the Court postponed the hearing on the “Application for the Issuance of a First Day Initial Order and Amended and Restated Initial Order” (the “**Application**”) presented by Highcrest Lending Corporation (“**Highcrest**”), a secured creditor of the debtor 13517985 Canada Inc. (“**Wholesale**”), and issued various orders (the “**November 22, 2023 Judgment**”) staying, *inter alia*, any Proceeding, including the exercise of any right or remedy, against Wholesale, its Business or its Property (all as defined in the November 22, 2023 Judgment), including against shares or equity in Wholesale and including before the Ontario Courts, except with leave of this Court.

For today’s hearing on the Application, Wholesale filed a contestation entitled “Debtor’s Contestation of an Application for the Issuance of a First Day Initial Order and an Amended and Restated Initial Order” (the “**Contestation**”) raising three grounds, namely:

1. Wholesale is not insolvent and not otherwise a “debtor company” to which the *Companies’ Creditors Arrangement Act*, as amended, (the “**CCAA**”) applies;
2. Highcrest is seeking to attribute the alleged misconduct and contractual breaches of Wholesale’s parent, Trade X, to Wholesale and to use such allegations as the basis for a CCAA order, which attribution has no basis in the CCAA or otherwise at law; and
3. Highcrest’s ill conceived Application will jeopardize, not facilitate, the transaction most likely to maximize value for Wholesale’s stakeholders. The only stakeholder who will benefit from the proposed First Day Initial Order is Highcrest.

The Court is very much concerned by some of the allegations included in the Contestation, namely, *inter alia*, the following:

- a. Highcrest would be an over-secured creditor of Wholesale;
- b. Highcrest would have filed the Application in the middle of active negotiations for the extension of an existing forbearance agreement and for the sale of Wholesale’s assets or Trade X’s shares in Wholesale, all of which are covered by Highcrest’s existing security;
- c. Highcrest’s allegations of misreporting and financial irregularities are against Trade X, not Wholesale, are historical and would have been cured over a year ago on favourable terms to Highcrest;
- d. A Management Buy-Out Offer, superior to the offer which has been unsuccessfully negotiated at this point in time, would have been tabled in the afternoon of November 28, 2023.

On November 22, 2023, the Court mentioned that it was seriously concerned by Highcrest’s allegations in the Application with respect to misreported cash amounts on deposit, misdirected deposits and purchase payments, misreported collateral

positions, including misidentified locations of assets, all of which, though, would have finally been cured by the signing of additional and new security and operating agreements, except that, since then, Wholesale would have transferred funds to Trade X in order to support the latter's own working capital needs, in contravention to the said agreements.

On November 28, 2023, KPMG Inc., the Information Officer (the "IO") appointed by the Court in the November 22, 2023 Judgment, filed the "Information Officer's Report" in which it draws the Court's attention, *inter alia*, to the following:

- a. Trade X's 2022 audited consolidated financial statements includes the following note from the independent auditor: "the company has suffered net loss and has an accumulated deficit that raise substantial doubt about its ability to continue as a going concern.";
- b. Trade X's lender no longer provides financing to Trade X. Accordingly, Trade X no longer has the ability to operate in the normal course of business;
- c. On November 23, 2023, [...] the Interim CFO stated that Trade X was insolvent, and it was likely that one of its secured creditors, PRG, would seek the appointment of a Court-appointed Receiver;
- d. On November 28, 2023, the potential purchaser of Wholesale's assets or shares informed the IO that he would submit an amended offer, most probably lower than his previous offer;
- e. On November 28, 2023, Wholesale's management would have tabled a management buy-out offer (the "MBO") not reviewed by the IO yet;
- f. Wholesale meets the definition of "insolvent person" pursuant to the Bankruptcy and Insolvency Act.

It was confirmed at today's hearing that effectively PRG filed in Ontario an application seeking the appointment of a Court-appointed receiver with respect, *inter alia*, to Trade X within the parameters provided in the November 22, 2023, Judgment.

The Court has stressed, especially at this point in time, the importance of avoiding "game positioning" amongst the parties in the various steps to conclude a deal with a potential buyer of the shares of Wholesale.

The main reason why the Court postponed for seven days the hearing on the Application on November 22, 2023, in addition to the fact that the proposed purchase price of the offer then negotiated was, apparently, substantially sufficient to pay off Highcrest's secured debt, was to give a chance to interested parties to finalize the ongoing negotiations for the sale of Wholesale's shares outside a CCAA process, as the said shares are owned by Trade X and pledged in favour of Highcrest, but are not part of Wholesale's assets.

Wholesale is again requesting to postpone the hearing on the Application in order to finalize those ongoing negotiations for the sale of Wholesale's shares.

To conduct such a sale under the CCAA would, at first sight, imply the issuance of a "Reverse Vesting Order", which is granted only in exceptional circumstances, and not to resolve stakeholders' differences as is the situation in the present matter.

Thus, the Court is of the opinion that it is essential to give one last chance to try to conclude such a sale of the shares held in Wholesale before hearing the Application, and the Court will therefore postpone further the Application to December 20, 2023, at 9h30 am in Room 16.04.

On December 20, 2023, if the parties do not come up with one "Shares Purchase Deal" agreed amongst themselves and allowing full payment of Highcrest's secured debt, then the Court will proceed with hearing the Application, with no possibility of any further postponement thereof.

In the meantime, the November 22, 2023 Judgment will be extended up until December 20, 2023, and the IO will continue to act in accordance with paragraph 12 thereof and will report accordingly to the Court on December 20, 2023.

THEREFORE:

The hearing on the Application is further postponed to **December 20, 2023, at 9:30 am in Room 16.04;**

The **November 22, 2023 Judgment is extended up until December 20, 2023,** and the Information Officer will continue to act in accordance with paragraph 12 thereof and will report accordingly to the Court on December 20, 2023.

**Louis Joseph
Gouin** Signature numérique
de Louis Joseph Gouin
Date : 2023.11.29
14:22:22 -05'00'

LOUIS J. GOUIN, J.S.C.

THIS IS EXHIBIT "B" REFERRED TO IN THE
AFFIDAVIT OF HANQIONG (JOAN) XU
AFFIRMED BEFORE ME THIS 11th DAY OF
DECEMBER, 2023.



A Commissioner for Taking Affidavits, etc.

Salmas, John

From: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Sent: Tuesday, November 28, 2023 11:53 AM
To: Fedak, Nicole
Cc: Salmas, John; hmeredith@mccarthy.ca; gmartel@stikeman.com; Renner, Natalie; Churilov, Maya; MacParland, Natasha
Subject: RE: Potential Receivership

[WARNING: EXTERNAL SENDER]

Hello!

We need the file # by December 4 .

This matter approved for hearing via videoconference on December 11, at 12:00pm , 1 hr , before Justice Penny .

Toronto Commercial List – Hearings on May 9 and beyond will use Ministry Zoom coordinates created and uploaded by court staff into CaseLines. Parties will no longer need to provide Zoom coordinates for hearings

Please note that is moving counsel office responsibility to invite all required counsel to CaseLines on particular file for upcoming hearing.

Self Represented Litigants will now have the ability to Invite other people to their case.

Lawyers will now have the permission to remove themselves from the case

For more information on Caselines in the Superior Court of Justice, please see the [Supplementary Notice to the Profession and Litigants in Civil and Family Matters Regarding the Caselines Pilot, E-Filing, and Fee Payment | Superior Court of Justice \(ontariocourts.ca\)](#)

Please note that the Caselines are created 5 days before the hearing date and counsel required to upload the material also 5 days before the hearing date (unless the hearing scheduled on urgent basis).

For the hearings that scheduled under request forms please upload that request form into Caselines along with required material for the hearing .

Please follow the filing direction posted on court website below:

[Commercial List and Estates List Filing Direction | Superior Court of Justice \(ontariocourts.ca\)](#).

Please note for filing questions Re JSO portal please address to :

Toronto.Commercial.Filings@ontario.ca **for commercial list matters**

Toronto.estates@ontario.ca for estates list matters

Please note that for scheduling appearance please follow per below:

Those matters are allotted a **max of 15 minutes in length**. The moving party will be required to upload their request form, a 2 page Aide Memoire and a participant sheet (in word format) to Caselines.

Thank you

Alsou Anissimova

Superior Court of Justice
Commercial & Estates Trial coordinator
330 University Ave 7th floor
Civil Trial office
Toronto, Ontario
M5G 1R7
Tel: (416) 327-5047
Fax: (416) 327-5697
Email: toronto.commercialist@jus.gov.on.ca

From: Fedak, Nicole <NFedak@dwpv.com>
Sent: November 28, 2023 10:30 AM
To: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Cc: john.salmas@dentons.com; hmeredith@mccarthy.ca; gmartel@stikeman.com; Renner, Natalie <nrenner@dwpv.com>; Churilov, Maya <MChurilov@dwpv.com>; MacParland, Natasha <NMacParland@dwpv.com>
Subject: RE: Potential Receivership

CAUTION – EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Hi Alsou,

My apologies for not including opposing counsel on my first email. Attached is a copy of the Notice of Application along with the request form – the NOA has also been submitted for issuance via the portal.

Many thanks,
Nicole Fedak

From: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Sent: November 28, 2023 10:25 AM

To: Fedak, Nicole <NFedak@dwpv.com>
Subject: RE: Potential Receivership

External Email / Courriel externe

Hello!
Please copy to opposing counsel

Thank you

Alsou Anissimova

Superior Court of Justice
Commercial & Estates Trial coordinator
330 University Ave 7th floor
Civil Trial office
Toronto, Ontario
M5G 1R7
Tel: (416) 327-5047
Email: MAG.CSD.To.SCJCOM@ONTARIO.CA

Toronto Commercial List – Commencing May 9, 2022 , Ministry Zoom coordinates will be used, created and uploaded by court staff into CaseLines. Zoom coordinates for hearings will no longer need to be provided by the parties.

Please note that counsel for the moving party is responsible for inviting all required counsel/parties on a file to CaseLines for upcoming hearings.

Please note when providing the request form for scheduling via e-mail , please copy (cc) request form to all required counsel.

From: Fedak, Nicole <NFedak@dwpv.com>
Sent: November 27, 2023 4:40 PM
To: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Subject: RE: Potential Receivership

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Hi there,

My apologies for the late reply. Attached is our hearing request form.

Thanks,
Nicole

From: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Sent: November 24, 2023 3:24 PM
To: MacParland, Natasha <NMacParland@dwpv.com>; Fedak, Nicole <NFedak@dwpv.com>
Cc: Renner, Natalie <nrenner@dwpv.com>
Subject: RE: Potential Receivership

External Email / Courriel externe

Please provide request form

From: MacParland, Natasha <NMacParland@dwpv.com>
Sent: November 24, 2023 3:02 PM
To: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>; Fedak, Nicole <NFedak@dwpv.com>
Cc: Renner, Natalie <nrenner@dwpv.com>
Subject: RE: Potential Receivership

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

After Dec 6 would work.

From: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Sent: November 23, 2023 9:21 AM
To: Fedak, Nicole <NFedak@dwpv.com>
Cc: Renner, Natalie <nrenner@dwpv.com>; MacParland, Natasha <NMacParland@dwpv.com>
Subject: RE: Potential Receivership

External Email / Courriel externe

Hello!
We have time next week , week of December 4, week of December 11

Thank you

Alsou Anissimova

Superior Court of Justice
Commercial & Estates Trial coordinator
330 University Ave 7th floor
Civil Trial office
Toronto, Ontario
M5G 1R7
Tel: (416) 327-5047
Email: MAG.CSD.To.SCJCOM@ONTARIO.CA

Toronto Commercial List – Commencing May 9, 2022 , Ministry Zoom coordinates will be used, created and uploaded by court staff into CaseLines. Zoom coordinates for hearings will no longer need to be provided by the parties.

Please note that counsel for the moving party is responsible for inviting all required counsel/parties on a file to CaseLines for upcoming hearings.

Please note when providing the request form for scheduling via e-mail , please copy (cc) request form to all required counsel.

From: Fedak, Nicole <NFedak@dwpv.com>
Sent: November 22, 2023 7:31 PM
To: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Cc: Renner, Natalie <nrenner@dwpv.com>; MacParland, Natasha <NMacParland@dwpv.com>
Subject: RE: Potential Receivership

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Good evening,

My apologies for the late response, we expect it to be unopposed. I have also filed the Notice of Application via the portal and will wait for the issued copy returned!

Thank you for all your help,
Nicole Fedak

From: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Sent: November 22, 2023 11:42 AM
To: Fedak, Nicole <NFedak@dwpv.com>
Cc: Renner, Natalie <nrenner@dwpv.com>; MacParland, Natasha <NMacParland@dwpv.com>
Subject: RE: Potential Receivership

External Email / Courriel externe

Hello!
Please let me know if matter will be contested .

Thank you

Alsou Anissimova

Superior Court of Justice
Commercial & Estates Trial coordinator
330 University Ave 7th floor
Civil Trial office

Toronto, Ontario
M5G 1R7
Tel: (416) 327-5047
Email: MAG.CSD.To.SCJCOM@ONTARIO.CA

Toronto Commercial List – Commencing May 9, 2022 , Ministry Zoom coordinates will be used, created and uploaded by court staff into CaseLines. Zoom coordinates for hearings will no longer need to be provided by the parties.

Please note that counsel for the moving party is responsible for inviting all required counsel/parties on a file to CaseLines for upcoming hearings.

Please note when providing the request form for scheduling via e-mail , please copy (cc) request form to all required counsel.

From: Fedak, Nicole <NFedak@dwpv.com>
Sent: November 21, 2023 4:28 PM
To: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Cc: Renner, Natalie <nrenner@dwpv.com>; MacParland, Natasha <NMacParland@dwpv.com>
Subject: FW: Potential Receivership

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Good afternoon Alsou,

Please see attached our draft Notice of Application. I spoke with Natalie Renner and Natasha MacParland, and they believe they will only need 1 hour for the hearing. Could you please let us know if there is any availability in the near term?

We would also like to have this Notice of Application issued, is that something you can do over email? Please let me know.

Thanks,
Nicole Fedak
Legal Assistant

Nicole Fedak
Day Legal Assistant
T 416.863.0900 Ext 822224
NFedak@dwpv.com

DAVIES
155 Wellington Street West
Toronto, ON M5V 3J7
dwpv.com

DAVIES WARD PHILLIPS & VINEBERG LLP
This email may contain confidential information which may be protected by legal privilege. If you are not the intended recipient, please immediately notify us by reply email or by telephone. Delete this email and destroy any copies.

From: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Sent: November 21, 2023 11:25 AM
To: MacParland, Natasha <NMacParland@dwpv.com>
Subject: RE: Potential Receivership.

External Email / Courriel externe

Hello!
We need counsel to proceed for scheduling in order to book 2 hrs .
Please provide draft notice of application via e-mail .

Thank you

Alsou Anissimova

Superior Court of Justice
Commercial & Estates Trial coordinator
330 University Ave 7th floor
Civil Trial office
Toronto, Ontario
M5G 1R7
Tel: (416) 327-5047
Email: MAG.CSD.To.SCJCOM@ONTARIO.CA

Toronto Commercial List – Commencing May 9, 2022 , Ministry Zoom coordinates will be used, created and uploaded by court staff into CaseLines. Zoom coordinates for hearings will no longer need to be provided by the parties.

Please note that counsel for the moving party is responsible for inviting all required counsel/parties on a file to CaseLines for upcoming hearings.

Please note when providing the request form for scheduling via e-mail , please copy (cc) request form to all required counsel.

From: MacParland, Natasha <NMacParland@dwpv.com>
Sent: November 20, 2023 6:36 PM
To: JUS-G-MAG-CSD-Toronto-SCJ Commercial List <MAG.CSD.To.SCJCom@ontario.ca>
Subject: Potential Receivership.

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Dear Christina –

I hope you are well. We are counsel to a secured creditor who may be seeking to appoint a receiver in respect of the property, assets and undertaking of DEF Co. under the BIA shortly. We expect that the receivership will be opposed so we would need 2 hours. Could you please let us know if there is any availability in the near term?

Natasha

Natasha MacParland (she, her)

T 416.863.5567

nmacparland@dwpv.com

[Bio](#) | [vCard](#)

DAVIES

155 Wellington Street West

Toronto, ON M5V 3J7

[dwpv.com](http://www.dwpv.com)

DAVIES WARD PHILLIPS & VINEBERG LLP

This email may contain confidential information which may be protected by legal privilege. If you are not the intended recipient, please immediately notify us by reply email or by telephone. Delete this email and destroy any copies.

THIS IS EXHIBIT "C" REFERRED TO IN THE
AFFIDAVIT OF HANQIONG (JOAN) XU
AFFIRMED BEFORE ME THIS 11th DAY OF
DECEMBER, 2023.

A handwritten signature in blue ink, consisting of stylized initials and a surname, positioned above a horizontal line.

A Commissioner for Taking Affidavits, etc.

Salmas, John

From: Brent Sawadsky <brent.sawadsky@tradexport.com>
Sent: Thursday, December 7, 2023 6:56 PM
To: Salmas, John; Fotinos, Helen
Cc: Ryan Davidson
Subject: FW: TX OPS Canada Corporation Account

[WARNING: EXTERNAL SENDER]

Clearly PRG is not going to allow the payment!

Brent Sawadsky

Interim Chief Financial Officer



Mobile

Office +1 888.253.1623

Email brent.sawadsky@tradexport.com

Web <https://www.tradexport.com>

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TRADE X | 7401 PACIFIC CIRCLE, MISSISSAUGA ON, L5T 2A4
TRADE WITHOUT BORDERS.

From: Westin Lovy <wlovy@postroadgroup.com>
Sent: Thursday, December 7, 2023 6:36 PM
To: Brent Sawadsky <brent.sawadsky@tradexport.com>
Cc: Ryan Davidson <ryan@tradexport.com>
Subject: Re: TX OPS Canada Corporation Account

[WARNING] EXTERNAL EMAIL [!]

DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Are you drinking at work? Not a chance in hell.

Where is the information we requested?

From: Brent Sawadsky <brent.sawadsky@tradexport.com>
Sent: Thursday, December 7, 2023 6:03:56 PM
To: Westin Lovy <wlovy@postroadgroup.com>
Cc: Ryan Davidson <ryan@tradexport.com>
Subject: FW: TX OPS Canada Corporation Account

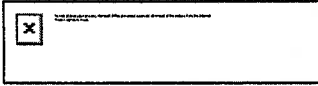
Wes,

Attached is an invoice to Trade X from Denton's in relation to restructuring matters.

Please approve payment.

Brent Sawadsky

Interim Chief Financial Officer



Mobile

Office +1 888.253.1623

Email brent.sawadsky@tradexport.com

Web <https://www.tradexport.com>

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TRADE X | 7401 PACIFIC CIRCLE, MISSISSAUGA ON, L5T 2A4
TRADE WITHOUT BORDERS.

From: Nogueira, Chantelle <chantelle.nogueira@dentons.com>

Sent: Tuesday, December 5, 2023 3:24 PM

To: Brent Sawadsky <brent.sawadsky@tradexport.com>

Cc: Fotinos, Helen <helen.fotinos@dentons.com>; Salmas, John <john.salmas@dentons.com>

Subject: TX OPS Canada Corporation Account

[WARNING] EXTERNAL EMAIL [!]

DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

This email is sent on behalf of Helen Fotinos.

Please find enclosed our statement of accounts for services rendered.

Please note that payment options are listed on the account:

- **Wire payment:** reference invoice numbers in the wire submission
- **EFT:** remittance email sent to AR.Canada@dentons.com advising which invoices are being paid (including amount of each invoice)
- **Credit card:** visit www.dentons.com/canada-CADpay to pay online or send by email to AR.Canada@dentons.com or by calling 1-888-444-8859
- **Cheques:** please include invoice numbers and mail to:
Dentons Canada – AR Department
77 King Street West, Suite 400
Toronto-Dominion Centre
Toronto, ON M5K 0A1


If you have any questions or concerns, please do not hesitate to contact us.

Thank you,

Chantelle Nogueira

Billing Coordinator

My pronouns are: She/Her/Hers

 +1 416 863 4669

chantelle.nogueira@dentons.com | Website

Dentons Canada LLP | 77 King Street West, Suite 400, Toronto-Dominion Centre, Toronto, ON, M5K 0A1, Canada

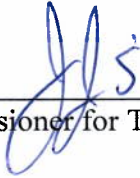


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THIS IS EXHIBIT "D" REFERRED TO IN THE
AFFIDAVIT OF HANQIONG (JOAN) XU
AFFIRMED BEFORE ME THIS 11th DAY OF
DECEMBER, 2023.

A handwritten signature in blue ink, appearing to be 'J.S.', is written over a horizontal line.

A Commissioner for Taking Affidavits, etc.

MBL ADMINISTRATIVE AGENT II LLC

-and-

TRADE X GROUP OF COMPANIES INC. et al.

Applicant

Respondents

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

PROCEEDING COMMENCED AT TORONTO

AFFIDAVIT OF HANQIONG (JOAN) XU

DENTONS CANADA LLP
77 King Street West, Suite 400
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