



COURT / ESTATE FILE NUMBER 25-3131451

COURT COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

APPLICANTS IN THE MATTER OF THE *BANKRUPTCY AND INSOLVENCY ACT*, RSC 1985, c B-3, AS AMENDED

AND IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF AVILA ENERGY CORPORATION

DOCUMENT **ORDER**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT MILLER THOMSON LLP
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File No.: 0287592.0001

DATE ON WHICH ORDER WAS PRONOUNCED: October 18, 2024

LOCATION WHERE ORDER WAS PRONOUNCED: Calgary Courts Centre

NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Justice R.W. Armstrong

UPON THE APPLICATION by Avila Energy Corporation ("**Avila**") for an order, among other things: (a) extending the time for Avila to file a proposal pursuant to the *Bankruptcy and Insolvency Act*, RSC 1985 c B-3 (the "**BIA**"); (b) approving the Administration Charge (defined below) (the "**Application**");

AND UPON HAVING READ the Application, Affidavit of Donald Benson, sworn October 7, 2024 (the "**Benson Affidavit**"), the Brief of Law of Avila dated October 7, 2024, the First Report of FTI Consulting Canada Inc., in its capacity as Licensed Insolvency Trustee of Avila (in such capacity, the "**Proposal Trustee**") (the "**First Report**"), and the Affidavit of Service of Marica Ceko sworn October 15, 2024;

AND UPON HEARING the oral submissions of counsel for Avila and any other interested party;

IT IS HEREBY ORDERED THAT:

SERVICE

1. Service of notice of the Application and supporting materials is hereby declared to be good and sufficient, no other person is required to have been served with notice of the Application, and time for service of the Application is abridged to that actually given.

EXTENSION OF TIME TO FILE A PROPOSAL

2. Pursuant to Section 50.4(9) of the BIA, the time for Avila to file a proposal is hereby extended to December 2, 2024 (as that date may be extended by further order of the Court, the "**Proposal Extension Date**").

MISCELLANEOUS MATTERS

3. Notwithstanding Rule 6.11 of the *Alberta Rules of Court*, unless otherwise ordered by this Court, the Proposal Trustee will report to the Court from time to time, which reporting is not required to be in affidavit form and shall be considered by this Court as evidence. The Proposal Trustee's reports shall be filed by the Clerk of the Court notwithstanding that they do not include an original signature.
4. This Court hereby requests the aid and recognition of any court, tribunal, regulatory, or administrative body having jurisdiction in Canada or in any of its provinces or territories or in any foreign jurisdiction, to act in aid of and to be complimentary to this Court in carrying out the terms of this Order, to give effect to this Order, and to assist the Proposal Trustee and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such order and to provide such assistance to the Proposal Trustee, as an officer of the Court, as may be necessary or desirable to give effect to this Order or to assist the Proposal Trustee and its agents in carrying out the terms of this Order.
5. Each of Avila or the Proposal Trustee, shall be at liberty and are hereby authorized and empowered to apply to any court, tribunal, regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order.

6. Any interested party (including the Proposal Trustee) may apply to this Court to vary or amend this Order on not less than seven (7) days' notice to any other party or parties likely to be affected by the order sought or upon such other notice, if any, as this Court may order.

SERVICE OF ORDER

7. Service of this Order shall be deemed good and sufficient:
 - (a) by serving same on the persons who were served with notice of this Application and any other parties attending or represented at the hearing of the Application; and
 - (b) by posting a copy of this Order on the Proposal Trustee's website at: <http://cfcanada.fticonsulting.com/avilaenergy/> .
8. Service of this Order on any other person is hereby dispensed with.
9. This order may be signed and delivered in counterparts, each of which will be considered to be an original, and all of which together will constitute one and the same instrument. This Order may be transmitted by e-mail attachment or any other electronic means, and the reproduction of signatures in such manner will be binding as if originals.
10. 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