

The Applicants bring this motion for various relief in these CCAA proceedings. Counsel slip is attached. They seek an extension of the stay until October 29, 2021, approval of the Norfolk KERP, sealing of the Confidential Appendix to the Monitor's Sixth Report, and approval of that report and the Monitor's activities and fees. The motion is unopposed. The Monitor supports all of the relief sought.

The stay extension will allow the Applicants and the Monitor to close the Norfolk transaction, complete the claims procedures and work towards ultimate distributions to creditors. According to the record, there is sufficient liquidity to fund the Applicants' obligations and the proceedings through the extension period. I am granting the stay.

The Norfolk KERP is reasonable and appropriate in order to retain and incentivize certain employees to complete the Norfolk transaction as part of the restructuring. It has been authorized by the board, is a relatively modest amount, and was developed with and supported by the Monitor. I approve it.

The Applicants request a sealing order for the Confidential Appendix to the Sixth Report. That appendix sets out details of the KERP compensation payments to individual employees as well as the agreements themselves. This court has recently granted a sealing order for confidential and personal information of employees in a KERP, recognizing that the salutary effects of granting the order outweighed deleterious effects: see *Ontario Securities Commission v. Bridging Finance Inc.*, 2021 ONSC 4347, at para. 23-28. I note that the material terms of the Norfolk KERP are already publicly disclosed in the Sixth Report and Mr. Devon's August 17, 2021 affidavit. I am satisfied that the order should be granted, although I have required counsel to limit the time period of the sealing order until the Norfolk transaction is closed, subject to further court order.

The remainder of the relief sought is satisfactory.

Order to go as signed by me and attached to this email endorsement. The order is effective from today's date and is enforceable without the need for entry and filing.

A handwritten signature in blue ink, appearing to read "Conway J.", is written over a light blue circular stamp.

Superior Court of Justice (Toronto)