# 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 IMV INC., IMMUNOVACCINE TECHNOLOGIES INC. AND IMV USA INC. (collectively, the "Applicants")

#### NOTICE LETTER FOR THE CLAIMS PROCEDURE

## RE: NOTICE OF CLAIMS PROCEDURE, PRE-FILING CLAIMS BAR DATE, D&O CLAIMS BAR DATE & RESTRUCTURING CLAIMS BAR DATE

This notice is being published pursuant to an Order of the Supreme Court of Nova Scotia dated May 5, 2023 (the "Claims Procedure Order"), in the Applicants' proceedings under the *Companies' Creditors Arrangement Act*, R.S.C., 1985, c. C-36, as amended. Pursuant to the Initial Order dated May 1, 2023, FTI Consulting Canada Inc. was appointed as monitor of the Applicants (in such capacity, the "Monitor"), and pursuant to the Claims Procedure Order will, with the assistance of the Applicants, conduct a claims procedure (the "Claims Procedure") with respect to Claims against the Applicants and their present and former Directors and Officers. Additionally, the Monitor is required to send Claims Packages to, among others, the Applicants' Known Creditors. All capitalized terms not defined herein shall have the meanings ascribed to them in the Claims Procedure Order.

The Claims Procedure Order, the Claims Package, a Proof of Claim and related materials may be accessed from the Monitor's Website at <a href="http://cfcanada.fticonsulting.com/imv">http://cfcanada.fticonsulting.com/imv</a>

#### I. SUBMISSION OF A PROOF OF CLAIM

All persons wishing to assert a Claim (other than an Excluded Claim) against the Applicants or their Directors or Officers MUST file a Proof of Claim with the Monitor.

The claims bar date for Claims (other than Claims against Directors and Officers and Restructuring Claims) is 5:00 p.m. (Halifax Time) on July 31, 2023 (the "Pre-Filing Claims Bar Date"). Proofs of Claim in respect of Claims (other than Claims against Directors and Officers and Restructuring Claims), must be completed and filed with the Monitor on or before the Pre-Filing Claims Bar Date.

The claims bar date for Claims against the Directors and Officers is 5:00 p.m. (Halifax Time) on August 29, 2023 (the "D&O Claims Bar Date"). Proofs of Claim in respect of Claims against Directors and Officers must be completed and filed with the Monitor on or before the D&O Claims Bar Date

The claims bar date for Restructuring Claims is the later of (i) the Pre-Filing Claims Bar Date and (ii) 5:00 p.m. (Halifax Time) on the date that is thirty (30) days after the date of receipt of a notice from the Applicants giving rise to the Restructuring Claim (the "Restructuring Claims Bar Date"). Proofs of Claim in respect of Restructuring Claims must be completed and filed with the Monitor on or before the Restructuring Claims Bar Date.

Any notice or communication required to be provided or delivered, including for greater certainty any Proof of Claim, shall be in writing in substantially the form, if any, provided for in the Claims Procedure Order and *will be sufficiently given only if delivered by email*, or if a Creditor is unable to do so, and after notifying the Monitor of the method of delivery via the telephone hotline (416.649.8121 or 1.833.860.8353), by prepaid registered mail, courier, or personal delivery, addressed to:

## If to the Applicants:

McCarthy Tétrault LLP 1000 De La Gauchetière Street West, MZ400 Montreal, QC H3B 0A2

Attention: Alain N. Tardif/ François Alexandre Toupin

Email: atardif@mccarthy.ca / fatoupin@mccarthy.ca

### If to the Monitor:

FTI Consulting Canada Inc. TD Waterhouse Tower 79 Wellington Street West Suite 2010, P.O. Box 104 Toronto, ON M5K 1G8

Attention: Jeff Rosenberg / Jodi Porepa

Email: <u>imv@fticonsulting.com</u>

### with copy to:

Stikeman Elliott LLP 5300 Commerce Court West 199 Bay Street Toronto, Ontario M5L 1B9

Attention: Maria Konyukhova

Email: mkonyukhova@stikeman.com

Any such notice or communication delivered by a Creditor shall be deemed to be received upon actual receipt thereof before 5:00 p.m. (Halifax Time) on a Business Day or if delivered outside of normal business hours, the next Business Day.

PROOFS OF CLAIM MUST BE RECEIVED BY THE MONITOR BY THE APPLICABLE CLAIMS BAR DATE OR THE CLAIM WILL BE FOREVER BARRED AND EXTINGUISHED. If you are required to file a Proof of Claim pursuant to the Claims Procedure but do not file a Proof of Claim

in respect of a Claim by the applicable Claims Bar Date you shall not be entitled to vote at any Creditors' Meeting regarding a Plan or participate in any distribution under a Plan, if any, or otherwise in respect of such Claims.

Reference should be made to the enclosed material for the complete definitions of "Claim", "Claims Bar Date", "Claims against the Directors and Officers", "Creditor", "Equity Claim", "Excluded Claim", "Excluded Creditor", "Known Creditor", "Restructuring Claim", "Unaffected Claim" to which the Claims Procedure applies.

### II. MONITOR CONTACT INFORMATION

All enquiries with respect to the Claims Procedure should be addressed to the Monitor at: Email: <a href="mv@fticonsulting.com">imv@fticonsulting.com</a> or via the telephone hotline (416.649.8121 or 1.833.860.8353), provided however, that formal notices to the Monitor must be delivered as set out above.

DATED at Toronto, Ontario this [X<sup>st</sup>] day of May, 2023.

FTI Consulting Canada Inc., solely in its capacity as Monitor of the Applicants and not in its personal capacity.