Court File No. CV-21-00658423-00CL

### **ONTARIO**

### SUPERIOR COURT OF JUSTICE

## **COMMERCIAL LIST**

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 JUST ENERGY GROUP INC., JUST ENERGY CORP., ONTARIO ENERGY COMMODITIES INC., UNIVERSAL ENERGY CORPORATION, JUST ENERGY FINANCE CANADA ULC, HUDSON ENERGY CANADA CORP., JUST MANAGEMENT CORP., JUST ENERGY FINANCE HOLDING INC., 11929747 CANADA INC., 12175592 CANADA INC., JE SERVICES HOLDCO I INC., JE SERVICES HOLDCO II INC., 8704104 CANADA INC., JUST ENERGY ADVANCED SOLUTIONS CORP., JUST ENERGY (U.S.) CORP., JUST ENERGY ILLINOIS CORP., JUST ENERGY INDIANA CORP., JUST ENERGY MASSACHUSETTS CORP., JUST ENERGY NEW YORK CORP., JUST ENERGY TEXAS I CORP., JUST ENERGY, LLC, JUST ENERGY PENNSYLVANIA CORP., JUST ENERGY MICHIGAN CORP., JUST ENERGY SOLUTIONS INC., HUDSON ENERGY SERVICES LLC, HUDSON ENERGY CORP., INTERACTIVE ENERGY GROUP LLC, HUDSON PARENT HOLDINGS LLC, DRAG MARKETING LLC, JUST ENERGY ADVANCED SOLUTIONS LLC, FULCRUM RETAIL ENERGY LLC, FULCRUM RETAIL HOLDINGS LLC, TARA ENERGY, LLC, JUST ENERGY MARKETING CORP., JUST ENERGY CONNECTICUT CORP., JUST ENERGY LIMITED, JUST SOLAR HOLDINGS CORP. AND JUST ENERGY (FINANCE) HUNGARY ZRT. (each, an "Applicant", and collectively, the "Applicants")

# SUPPEMENT TO MOTION RECORD OF AN INDIVIDUAL SHAREHOLDER (MOTION TO OPPOSE VESTING ORDER AND DISAPPROVE SISP)

October 28, 2022

Ganesh G Yadav Tel: 408.507.7753

Email: ganesh.yadav@gmail.com

Individual Shareholder

TO: SERVICE LIST

- 1. I am an individual investor with approximately 3% equity ownership based on 48,078,637 shares of the Applicant. I represent my ownership interest in the Just Energy entities.
- 2. This motion should be read in conjunction with my motion record filed on October 21, 2022.

## Of values and valuation

3. The monitor in its Twelfth Report shows the Just Energy Cash Flow forecast. The Just Energy Businesses are cash flow generating apart from the value of the hedges. Management again with its overly aggressive estimates that coming 4-5 months won't add to the cash, whereas the entities generated ~\$45M more of cash as seen in the "Revised August 2022 Cash Flow Forecast". Assuming the same error on account of estimation, the Just Energy will have ~145M more in cash. This error puts the cash flow at ~430M. However, we will not know the rest of the story since the Just Energy are seeking to forego reporting requirements to SEC/SEDI financial results in the coming months. Is this transaction solely entered for the purpose of escaping liability rather than to achieve a reasonable compromise, for a business that is generating cash, profitable and has attractive valuable future hedges in place? Is this conduct not fraudulent and oppressive? Should it be allowed be fully indemnified and let go free and clear without any resource to owners?

(CAD\$ in millions)	17-Week Period Ending February 11, 2023
Forecast Week	Total
RECEIPTS	
Sales Receipts	\$1,132.3
Miscellaneous Receipts	5.0
Total Receipts	\$1,137.3
DISBURSEMENTS	
Operating Disbursements	
Energy and Delivery Costs	(\$972.8)
Payroll	(42.4)
Taxes	(43.7)
Commissions	(35.0)
Selling and Other Costs	(44.2)
Total Operating Disbursements	(\$1,138.1)
OPERATING CASH FLOWS	(\$0.8)
Financing Disbursements	
Credit Facility - Borrowings / (Repayments)	\$-
Interest Expense & Fees	(10.4)
Restructuring Disbursements	
Professional Fees	(18.9)
NET CASH FLOWS	(\$30.1)
CASH	
Beginning Balance	\$295.7
Net Cash Inflows / (Outflows)	(30.1)
Other (FX)	18.6
ENDING CASH	\$284.2

# Management as Fiduciary to owners interests

4. Management, privy to material non-public information, recently even sold the equity around September 8 when the NOI bids were due. The record is below shows that.



View insider information View issuer information View summary reports

Insider transaction detail - View details for issuer

Transactions sorted by: Insider
Issuer name: just energy ( Starts with )
Filing date range: January 1, 2022 - October 27, 2022
Debt securities: Bonds, Commercial Paper, Convertible Debentures, Convertible Notes, Debentures, Medium Term notes, Notes, Promissory Notes, Other
Equity securities: American Depository Receipts, Common Shares, Convertible Preferred Shares, Exchangeable Shares, General Partnership Units, Instalment Receipts, Limited Partnership Units, Multiple Voting Sh Equity secu

Onlies, Outer
Third party derivatives: Equity Swap - Long Position, Equity Swap - Short Position, Exchange Traded Call Options, Exchange Traded Put Options, Forward Purchase, Forward Sale, Futures Contract - Long Position, Sell), Other

Sell), Other Issuer derivatives: Options, Rights, Special Warrants, Subscription Rights, Warrants, Other Issuer derivatives: Options, Rights, Special Warrants, Subscription Rights, Warrants, Other Issuer industry classification: None-, Agricultural industries, Communications and media - broadcasting, Communications and media - cable and entertainment, Communications and media - publishing and printing products - breweries and beverages, Consumer products - (distilleries, Consumer products - food processing, Consumer products - backaging products, Consumer products - packaging products - packaging products, Consumer products - packaging pr

Issuer name: Legend:

Just Energy Group Inc.
O - Original transaction, A - First amendment to transaction, A' - Second amendment to transaction, AP - Amendment to paper filing, etc.
Insider's Relationship to Issuer; 2 - Subsidiary of Issuer, 3 - 10% Security Holder of Issuer, 4 - Director of Issuer, 5 - Senior Officer of Issuer, 6 - Director or Senior Officer of 10% Security Holder

INDIGE...
The closing balance of the " equivalent number or value of underlying securities" reflects the" total number or value of underlying securities" to which the derivative contracts held by the insider relate. This Warning:

of by the insider. Do you want to view transactions with remarks?

Yes Number or value acquired Unit price or exercise Closing balance or disposed of price Ownership type (and registered holder, if applicable) Transaction ID Date of transaction YYYY-MM-DD Nature of transaction Insider's Date of filing YYYY-MM-DD calculate balance BROWN, JAMES Insider name: Insider's Relationship to Issuer: 5 - Senior Officer of Issuer Ceased to be Insider: Not applicable Security designation Common Shares 2022-09-08 4001017 2022-09-12 10 - Acquisition or disposition in the 0.1925USD Direct Ownership -543 26.887 public market 4001018 2022-09-08 2022-09-12 Direct Ownership 10 - Acquisition or disposition in the -23,205 0.1900USD 3.682 4001019 2022-09-08 2022-09-12 0.1925USD Direct Ownership : 10 - Acquisition or disposition in the -100 3,582 4001020 2022-09-08 2022-09-12 Direct Ownership 10 - Acquisition or disposition in the public market -1,880 0.1900USD 1.702 Insider name: CARTER, MICHAEL Insider's Relationship to Issuer: 5 - Senior Officer of Issuer Ceased to be Insider: Not applicable Security designation: Common Shares 2022-09-06 3997837 2022-09-06 Direct Ownership 10 - Acquisition or disposition in the public market -16.541 0.1900 3997837 2022-09-06 2022-09-06 Direct Ownership : 10 - Acquisition or disposition in the public market -16,541 0.1900USD 0 Insider name: DAVIDS, JONAH Insider's Relationship to Issuer: 5 - Senior Officer of Issuer Ceased to be Insider: Not applicable Security designation: Common Shares 3999067 2022-09-06 2022-09-07 Direct Ownership 10 - Acquisition or disposition in the -579 0.2340 6,558 4002086 2022-09-12 2022-09-14 10 - Acquisition or disposition in the public market -6,468 0.2300 Direct Ownership 90 HORTON, ANTHONY Insider name: Insider's Relationship to Issuer: 4 - Director of Issuer Ceased to be Insider: Not applicable Security designation: O 399782 Common Shares 10 - Acquisition or disposition in the public market 3997828 2022-09-02 2022-09-06 Direct Ownership -100 0.1900 10 - Acquisition or disposition in the public market 3997828 2022-09-02 2022-09-06 Direct Ownership : -100 0.1900USD 12,320 Insider name: Pacific Investment Management Company LLC Insider's Relationship to Issuer: 3 - 10% Security Holder of Issue Ceased to be Insider: Not applicable Security designation: Unsecured Term Loan 3886624 2020-09-28 2022-02-17 Control or Direction : HVS XVI LLC 00 - Opening Balance-Initial SEDI Report 3886626 2022-02-14 2022-02-17 Control or Direction : HVS XVI LLC 11 - Acquisition or disposition carried out privately +\$2,201,564 \$2,201,564 Control or Direction LVS III SPE XV LP 3886628 2020-09-28 2022-02-17 00 - Opening Balance-Initial SEDI Control or Direction LVS III SPE XV LP 3886632 2022-02-14 2022-02-17 11 - Acquisition or disposition +\$18,241,534 \$18,241,534

carried out privately

00 - Opening Balance-Initial SEDI

00 - Opening Balance-Initial SEDI 11 - Acquisition or disposition carried out privately

+\$33,769,267

+\$24.414.938

\$33,769,267

\$24,414,938

11 - Acquisition or disposition carried out privately

Control or Direction : OC III LFE I LP

Control or Direction OC III LFE I LP

Control or Direction : TOCU XVII LLC

Control or Direction TOCU XVII LLC

2020-09-28

2022-02-14

2020-09-28

2022-02-14

2022-02-17

2022-02-17

2022-02-16

2022-02-17

3886633

3886634

3886126

3886621

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