

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF SOUTH CAROLINA**

In re:

Pelican International Inc., *et al.*,

Debtors in a Foreign Proceeding.¹

C/A No. 25-01030

Chapter 15

Jointly Administered

**ORDER (A) SCHEDULING HEARING
ON RECOGNITION OF CHAPTER 15
PETITION AND (B) SPECIFYING
FORM AND MANNER
OF SERVICE OF NOTICE**

Upon the motion (the “Motion”)² of FTI Consulting Canada Inc., in its capacity as the duly appointed foreign representative (the “Foreign Representative”) for the above-captioned debtors (collectively, the “Debtors”), for entry of an order (a) scheduling a hearing to consider the recognition of the Canadian Proceeding as a foreign main proceeding under Chapter 15 of the Bankruptcy Code and the relief requested in the Verified Petition (the “Recognition Hearing”) and (b) approving the form and manner of service of notice, substantially in the form annexed to this Order as **Exhibit 1**, of the Verified Petition and the Recognition Hearing (the “Recognition Hearing Notice”); and the Court having found that (a) it has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157, (b) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(P), (c) venue is proper

¹ The Debtors in these chapter 15 proceedings, together with the last four digits of their employment identification number, are: Pelican International Inc. (“Pelican”) (6357); Pelican US Topco LLC (“US Topco”) (8910); and Confluence Outdoor Inc. (“Confluence”) (7554). The location of the Debtors’ headquarters is 21 avenue Peronne, Montréal, Québec, Canada, H3S 1X7. The address of the Foreign Representative is 1000 Sherbrooke West, Suite 915, Montréal, Québec, Canada, H3A 3G4.

² Capitalized terms used but not defined herein shall have the meaning ascribed to them in the Motion.

in this district pursuant to 28 U.S.C. § 1410, (d) the chapter 15 cases have been properly commenced by the duly appointed Foreign Representative, and (e) due and sufficient notice of the Motion has been given and no other or further notice need be provided; and upon consideration of the Franco Declaration; and it appearing that the relief requested in the Motion is in the best interest of the Debtors and other parties in interest in these chapter 15 cases; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth herein.
2. The Recognition Hearing is scheduled for April 15, 2025 at 1:30 p.m. (ET). The date and time of the Recognition Hearing may be adjourned or continued to a subsequent date without further notice except for an “in court” announcement at the Recognition Hearing or a filing on the docket of the above-captioned chapter 15 cases of the date and time to which the Recognition Hearing has been adjourned. The Recognition Hearing will be held at the J. Bratton Davis U.S. Bankruptcy Courthouse, 1100 Laurel Street, Columbia, South Carolina.
3. The Recognition Hearing Notice in the form attached to this Order as **Exhibit 1** is approved. No later than one (1) business day after entry of this Order, the Foreign Representative shall serve, or cause to be served, copies of the Recognition Hearing Notice by first-class mail postage prepaid or, for entities with addresses that are not in the United States, by mail or electronic mail, upon the following entities or their counsel, if known (collectively, the “Notice Parties”): (a) the Debtors; (b) all persons or bodies authorized to administer foreign proceedings of the Debtors, including the Monitor; (c) all parties to litigation pending in the United States in which a Debtor is a party at the time of the filing of the Chapter 15 Petitions; (d) the Lenders; (e) parties that have appeared in the Canadian Proceeding as of the date of service; (f) the U.S. Trustee; (g) any party that has requested notice pursuant to Bankruptcy Rule 2002 ((a) through (g) collectively, the “Core Notice Parties”); (h) all parties against whom provisional

is being sought under section 1519 of the Bankruptcy Code (the “1519 Parties”); and (i) all parties listed on the Debtors’ creditor matrix for whom the Debtors have a mailing address or email address.

4. No later than one (1) business day after entry of this Order, the Foreign Representative shall serve, or cause to be served, copies of the (i) Chapter 15 Petitions (including all attachments without duplication), (ii) the Verified Petition (excluding exhibits); and (iii) this Order and the Court’s Order Granting Provisional Relief Pursuant to Section 1519 of the Bankruptcy Code (the “Notice Package”), by first-class mail postage prepaid or, for entities with addresses that are not in the United States, by mail or electronic mail, upon the Core Notice Parties and the 1519 Parties, or their counsel, if known.

5. If any entity files a notice of appearance in these Chapter 15 Cases after the initial service of the Recognition Hearing Notice, but before the Recognition Hearing, the Foreign Representative will serve, or cause to be served, the Recognition Hearing Notice and the Notice Package and any subsequent, relevant notices upon such entity no later than one (1) business day after the filing of such notice of appearance, if such documents have not been already served on such entity (or its counsel).

6. Any subsequent notice, motion, or other pleading filed in the Chapter 15 Cases shall be served on the Foreign Representative, the Core Notice Parties, and any other entity that files a notice of appearance in these chapter 15 cases, unless otherwise directed by the Court, in accordance with Bankruptcy Rule 2002(q) or as otherwise required by the Bankruptcy Code, Bankruptcy Rules, the local rules of this Court, or any order entered in the Chapter 15 Cases by the Court.

7. Service of the Recognition Hearing Notice and the Notice Package in accordance with this Order is approved as adequate, due, and sufficient on all interested parties under the Bankruptcy Code and the Bankruptcy Rules.

8. Prior to serving the Recognition Hearing Notice, the Foreign Representative may complete any missing dates and other information, correct any typographical errors, conform the provisions regarding the Recognition Hearing Notice to the provisions of this Order, and make such other and further non-substantive changes as the Foreign Representative deems necessary or appropriate.

9. Any responses, answers, or objections to the Chapter 15 Petitions, the Verified Petition, the requested recognition of the Canadian Proceeding as a foreign main proceeding, related relief, or other papers filed in connection therewith must: (a) be in writing, (b) set forth in detail the factual and legal bases therefor, (c) comply with the Bankruptcy Code, the Bankruptcy Rules, and any applicable local rules, (d) be filed with the Office of the Clerk of the Court consistent with SC LBR 5005-4, and (e) be served upon (i) local counsel to the Foreign Representative, Haynsworth Sinkler Boyd, P.A., 1201 Main Street, 22nd Floor Columbia, SC 29201, Attn: Mary M. Caskey (mcaskey@hsblawfirm.com), and (ii) counsel for the Foreign Representative, Troutman Pepper Hamilton Sanders, Hercules Plaza, Suite 1000, 1313 N. Market Street P.O. Box 1709, Wilmington, Delaware 19899, Attn: David M. Fournier (david.fournier@troutman.com), Evelyn J. Meltzer (evelyn.meltzer@troutman.com), and Kenneth A. Listwak (ken.listwak@troutman.com), so as to be received on or before April 8, 2025, at 4:00 p.m. (ET). Replies, if any, shall be filed by 4:00 p.m. (ET) on April 11, 2025.

10. The requirements of section 1514(c) of the Bankruptcy Code are waived or otherwise deemed inapplicable to these chapter 15 cases.

11. The Foreign Representative is authorized to take all actions necessary to effectuate the relief granted by this Order.

12. The Bankruptcy Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

13. Notwithstanding any applicability of any Bankruptcy Rules or the local rules of this Court, the terms and conditions of this order shall be immediately effective and enforceable upon its entry and shall constitute a final order within the meaning of 28 U.S.C. § 158(a).

**FILED BY THE COURT
03/21/2025**



Entered: 03/21/2025

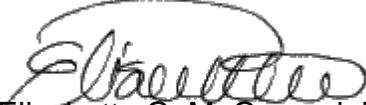

Elisabetta G. M. Gasparini
US Bankruptcy Judge
District of South Carolina

EXHIBIT 1

Form of Recognition Hearing Notice

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

In re:

Pelican International Inc., *et al.*,

Debtors in a Foreign Proceeding.¹

Chapter 15

Case No. 25-01030

(Jointly Administered)

**NOTICE OF (A) FILING CHAPTER 15 PETITIONS AND RELATED DOCUMENTS SEEKING
RECOGNITION OF CANADIAN PROCEEDING AS FOREIGN MAIN PROCEEDING AND
(B) RECOGNITION HEARING**

PLEASE TAKE NOTICE that on March 19, 2025, FTI Consulting Canada Inc. in its capacity as the duly-appointed foreign representative (the “Foreign Representative”) for the above-captioned debtors (collectively, the “Debtors”), which are the subject of a proceeding (collectively, the “Canadian Proceeding”) pending before the Superior Court of Québec (Commercial Division) (the “Canadian Court”), initiated pursuant to the *Companies’ Creditors Arrangement Act*, R.S.C. 1985, c. C-36 (as amended, the “CCAA”), filed an Official Form 401 Petition for each of the Debtors [Docket No. 1 in each of the debtors’ respective chapter 15 cases] (collectively, the “Chapter 15 Petitions”) under chapter 15 of title 11 of the United States Code (the “Bankruptcy Code”) commencing these proceedings ancillary to the Canadian Proceeding, and also the *Verified Petition for (I) Recognition of Foreign Main Proceeding, (II) Recognition of Foreign Representative, (III) Recognition of Initial Order, Amended and Restated Initial Order, and SISP Order, and (IV) Related Relief* [Docket No. 2] (the “Verified Petition”) seeking recognition of the Canadian Proceeding as a foreign main proceeding within the meaning of chapter 15 of the Bankruptcy Code.

PLEASE TAKE FURTHER NOTICE that on March __, 2025, the Bankruptcy Court entered the *Order Granting Provisional Relief* [Docket No. __] (the “Provisional Relief Order”), granting provisional, injunctive, and related relief, including, but not limited to, granting recognition and giving effect in the United States to certain provisions of the *Initial Order* entered in the Canadian Proceeding.

PLEASE TAKE FURTHER NOTICE that copies of the Chapter 15 Petitions, the Verified Petition, the Provisional Relief Order, and related filings in these chapter 15 cases are also available (a) on the Bankruptcy Court’s Electronic Case Filing System, which can be accessed from the Bankruptcy Court’s website at <https://ecf.scb.uscourts.gov/> (a PACER login and password are required), (b) free of charge, upon written request (including by email) to counsel for the Foreign Representative, Troutman Pepper Hamilton Sanders, Hercules Plaza, Suite 1000, 1313 N. Market Street P.O. Box 1709, Wilmington, Delaware 19899, Attn: Kenneth A. Listwak (ken.listwak@troutman.com), or (c) free of charge, at the following web address: <https://cfcanada.fticonsulting.com/Pelican/>.

PLEASE TAKE FURTHER NOTICE that the Bankruptcy Court has scheduled a hearing for _____, 2025, at __:__.m. (ET) before the Honorable Judge _____ (the “Recognition Hearing”) at the J. Bratton Davis U.S. Bankruptcy Courthouse, 1100 Laurel Street, Columbia, South Carolina, on the Verified Petition to consider the recognition of the Canadian Proceeding as a foreign main proceeding (or, in the lesser alternative, a foreign nonmain proceeding) and give full force and effect in the territorial jurisdiction of the United States to orders entered in the Canadian Proceeding and related relief in accordance with the relief requested in the Verified Petition.

PLEASE TAKE FURTHER NOTICE that any party in interest wishing to make a response, answer, or objection to the Verified Petition must do so pursuant to the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and any

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applicable local rules, and such response, answer, or objection must (a) be in writing, (b) set forth in detail the factual and legal bases therefor, (c) be filed with the Office of the Clerk of the Court consistent with SC LBR 5005-4, and (d) be served upon (i) local counsel to the Foreign Representative, Haynsworth Sinkler Boyd, P.A., 1201 Main Street, 22nd Floor Columbia, SC 29201, Attn: Mary M. Caskey (mcaskey@hsblawfirm.com), and (ii) counsel for the Foreign Representative, Troutman Pepper Hamilton Sanders, Hercules Plaza, Suite 1000, 1313 N. Market Street P.O. Box 1709, Wilmington, Delaware 19899, Attn: David M. Fournier (david.fournier@troutman.com), Evelyn J. Meltzer (evelyn.meltzer@troutman.com), and Kenneth A. Listwak (ken.listwak@troutman.com), so as to be received **on or before** _____, **2025, at 4:00 p.m. (ET).**

PLEASE TAKE FURTHER NOTICE that all parties in interest opposed to the Foreign Representative's request for relief in the Verified Petition must appear at the Recognition Hearing at the time and place set forth herein, which may be adjourned from time to time without further notice except for an "in court" announcement at the Recognition Hearing or a filing on the docket of these chapter 15 cases of the date and time to which the Recognition Hearing has been adjourned. To the extent any party wishes to appear by remote means, they may seek permission to do so by following usual Court procedures.

PLEASE TAKE FURTHER NOTICE that unless otherwise ordered by the Bankruptcy Court, any claims process for the Debtors will not occur in these chapter 15 cases.

PLEASE TAKE FURTHER NOTICE THAT IF NO RESPONSES OR OBJECTIONS ARE RECEIVED IN ACCORDANCE WITH THIS NOTICE, THE BANKRUPTCY COURT MAY GRANT THE RELIEF REQUESTED IN THE VERIFIED PETITION WITHOUT FURTHER NOTICE OR HEARING.

Dated: _____, 2025
Columbia, South Carolina

/s/

HAYNSWORTH SINKLER BOYD, P.A.

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-and-

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