



No. H140807
Vancouver Registry

In the Supreme Court of British Columbia

RE: An Indenture of Mortgage Registered
in the Nelson Land Title Office under
Application number CA502119 and a Commercial
Security Agreement registered in the Personal
Property Security Registry for the Province of
British Columbia on the 14th day of July, 2007
under Base Registration No. 797421D

Between

REVELSTOKE CREDIT UNION

Petitioner

and

POWDER SPRINGS INN INC., NEIL JASON ROE, JAMES
BRYDON ROE, CLYDE DAVID NEWSOME, DONNA LOUISE
NEWSOME, JENNY LEANNE NEWSOME, NEWSOME FAMILY
TRUST, THE CROWN IN RIGHT OF CANADA and CANADIAN
IMPERIAL BANK OF COMMERCE

Respondents

**ORDER MADE AFTER APPLICATION
(Discharge Order)**

BEFORE THE HONOURABLE)
MR. JUSTICE McEWAN) 07 May 2015
)
)

ON THE APPLICATION of FTI Consulting Canada Inc., in its capacity as Court-appointed Receiver and Manager (the "Receiver") of the assets, undertakings and properties of Powder Springs Inn, Inc. (the "Debtor"), coming on for hearing at Vancouver, British Columbia, on the 7th day of May, 2015; AND ON HEARING Steven D. Dvorak, counsel for the Receiver, and upon hearing Jason Roe and J. Brydon Roe, and no one appearing for the remaining Respondents,

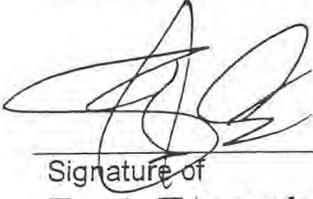
although duly served; AND UPON READING the material filed, including the Fourth Report of the Receiver dated May 1, 2015 (the "Fourth Report");

THIS COURT ORDERS AND DECLARES THAT:

1. The activities of the Receiver, as set out in the Fourth Report, are hereby approved.
2. The fees and disbursements of the Receiver and its counsel, as set out in the Fourth Report and the Fee Affidavit, are hereby approved.
3. After payment of the fees and disbursements of the Receiver and its legal counsel as herein approved, the Receiver shall pay the sum of \$78,365.88 to the Receiver General of Canada in full and final satisfaction of the statutory deemed trust referred to in the Affidavit #1 of Rema Khalil, filed in this proceeding on August 22, 2014, and shall pay all funds then remaining in its hands to the Petitioner, Revelstoke Credit Union, on account of the indebtedness secured under its registered mortgage.
4. Upon payment of the amounts set out in paragraph 3 hereof, the Receiver shall be discharged as Receiver of the assets, undertaking and property of the Debtor, provided that notwithstanding its discharge herein: (a) the Receiver shall remain Receiver for the performance of such incidental duties as may be required to complete the administration of the receivership herein; and (b) the Receiver shall continue to have the benefit of the provisions of all Orders made in this proceeding, including all approvals, protections and stays of proceedings in favour of FTI Consulting Canada Inc. in its capacity as Receiver.
5. FTI Consulting Canada Inc. is hereby released and discharged from any and all liability that FTI Consulting Canada Inc. now has or may hereafter have by reason of, or in any way arising out of, the acts or omissions of FTI Consulting Canada Inc. while acting in its capacity as Receiver herein. Without limiting the generality of the foregoing, FTI Consulting Canada Inc. is hereby forever released and discharged from any and all liability relating to matters that were raised, or which could have been raised, in the within receivership proceedings.
6. Notwithstanding any provision herein, this Order shall not affect any person to whom notice of these proceedings was not delivered as required by the *Bankruptcy and Insolvency Act* and regulations thereto, any other applicable enactment or any other Order of this Court.

7. Approval of the form of this Order, other than by counsel for the Receiver, shall be dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:



Signature of
 party lawyer for the Receiver
Steven D. Dvorak

By the Court.

Registrar



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08/05

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SDD/cef

Matter #: 47571-1