

COURT FILE NUMBER

1201-06934

COURT

COURT OF QUEEN'S BENCH OF
ALBERTA

JUDICIAL CENTRE

CALGARY

APPLICANTS

IN THE MATTER OF THE COMPANIES'
CREDITORS ARRANGEMENT ACT, R.S.C.
1985, c. C-36, as amended

AND IN THE MATTER OF THE BUSINESS
CORPORATIONS ACT, R.S.A. 2000, c. B-9

AND IN THE MATTER OF 1252064 ALBERTA
LTD., 1330075 ALBERTA LTD. and HARVEST
CAPITAL MANAGEMENT INC.

DOCUMENT

CONSENT ORDER re Termination of CCAA Proceedings

ADDRESS FOR SERVICE
AND
CONTACT INFORMATION OF
PARTY FILING THIS
DOCUMENT

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DATE ON WHICH ORDER WAS PRONOUNCED:

November 4, 2013

LOCATION OF HEARING OR TRIAL:

Calgary, Alberta

NAME OF MASTER/JUDGE WHO MADE THIS ORDER:

Justice G.C. Hawco

UPON THE APPLICATION of Legacy Communities Inc. ("Legacy"), for an order rehearing, by reason of lack of notice, the application heard and orders granted by Mr. Justice G. C. Hawco on September 30, 2013, terminating the CCAA proceedings that appointed Ernst & Young Inc. as the Monitor for 1330075 Alberta Ltd., 1252064 Alberta Ltd. and Harvest Capital Management Inc. (collectively, the "Companies"), and appointing Ernst & Young Inc. as the

I hereby certify this to be a true copy of

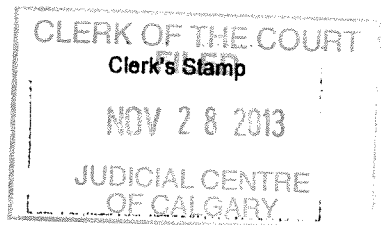
the original

Dated this

28 day of

Nov 2013

for Clerk of the Court



Receiver for the Companies; and upon noting that the CCAA Initial Order granted June 7, 2012 and the Amended and Restated Initial CCAA granted August 24, 2012, provide for the payment of the fees and disbursements of the Monitor, its counsel, and counsel for the Companies; **AND UPON** noting the consent of counsel for Legacy, counsel for the Monitor/Receiver, and counsel for the Companies;

IT IS HEREBY ORDERED AND DECLARED THAT:

1. The Monitor, its counsel and counsel for the Companies shall within 30 days from the granting of this Order provide Legacy with copies of their accounts for fees and disbursements (the "Accounts") relating to the CCAA proceedings.
2. Legacy has the right within 6 months from the receipt of the Accounts to tax the Accounts under Part 10 of the Rules of Court or apply to the Court for an assessment of the Accounts, failing which it shall be forever barred and estopped from seeking an assessment of the Accounts.
3. The approval of fees and disbursements provided for in paragraph 3 of the Order granted September 30, 2013, terminating the CCAA proceedings, is subject to the rights of Legacy described above.
4. Legacy has the right to seek an allocation of the Administrative Charge as between 133 Alberta, 1252064 Alberta Ltd. and Harvest Capital Management Inc.
5. In all other respects, the Orders of Mr. Justice G.C. Hawco granted September 30, 2013, are hereby affirmed.
6. There shall be no costs to any party with respect to this application.

7. Service of this Order by email, facsimile, registered mail, courier or personal delivery to the persons listed on the Service List shall constitute good and sufficient service of this Order, and no persons other than those listed on the Service List are entitled to be served with a copy of this Order.

Agree for Hanco J.
J.C.Q.B.A.

Consented to this <u>20th</u> day of November, 2013 <u>[Signature]</u> McCarthy Tetrault LLP Counsel for the Monitor/Receiver per Sean Collins	Consented to this <u>16</u> day of November, 2013 <u>[Signature]</u> for: Norton Rose Fulbright Canada LLP Counsel for 1330075 Alberta Ltd. per Randall S. Van de Mosselaer
Consented to this <u>27th</u> day of November, 2013 <u>[Signature]</u> Wilson Laycraft Counsel of Legacy Communities Inc. per Kenneth E. Staroszik, Q.C.	