

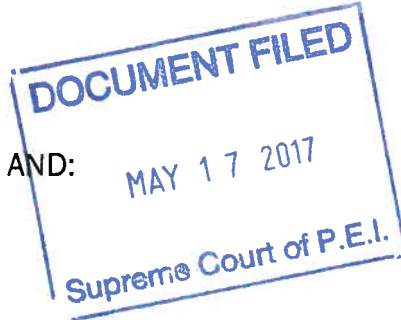
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Elizabeth Murray
REGISTRAR

Court File No. S1-GS-27628

SUPREME COURT OF PRINCE EDWARD ISLAND

BETWEEN:



BANK OF NOVA SCOTIA

APPLICANT

AND:

SILVER HILL FUR FARM LTD.

RESPONDENT

BEFORE THE HONOURABLE
JUSTICE GORDON L. CAMPBELL

DATED the 17th day
of May, 2017.

COOPERATION ORDER

WHEREAS this Court granted the Initial Receivership Order (the "Initial Order") and a companion Cooperation Order (the "Cooperation Order") on March 29, 2017 in relation to the Respondent wherein Ernst & Young Inc. was appointed receiver and receiver manager (the "Receiver") of all the Respondent's assets, undertakings and properties (collectively, the "Property");

AND UPON reading the Receiver's report dated May 12, 2017 and the Receiver's Supplement to the First Report dated May 16, 2017;

AND UPON hearing the submissions of counsel for the Applicant;

AND UPON being satisfied that the Respondent maintained an account with Bell Canada ("Bell") having account number 510764488 (the "Bell Account") which had the following phone numbers associated to particular cellular devices 1-902-214-0059, 1-902-214-1029, 1-902-856-0165, 1-902-856-0638 and 1-902-856-1421 (the "Cell Phones") and transferred all the phone numbers related to the Cell Phones (with the exception of 1-902-214-1029) to a different account on March 2, 2017 held by another corporation (the "Unidentified Corporation");

AND UPON being satisfied that the Cell Phones were Property of the Respondent along with all records related thereto;

AND UPON being satisfied that the granting of this Order will assist in the orderly administration of the Receivership proceedings;

THIS COURT ORDERS:

COOPERATION, ACCESS AND INFORMATION

1. Notwithstanding that all the phone numbers related to the Cell Phones may no longer be associated with their previous cellular devices, the Cell Phones were Property of the Respondent and any and all records in association therewith are also Property of the Respondent.
2. Notwithstanding the *Personal Information Protection and Electronic Documents Act*, S.C. 2000, c. 5., Bell, in addition to such duties as are imposed by virtue of the Initial Order and the Cooperation Order, shall provide the Receiver with the following in relation to each of the Cell Phones or any other cellular device associated with the Bell Account for the period of August 1, 2016 to April 30, 2017, or in such intervals during that period as the Receiver may request:
 - a. all records containing the incoming and outgoing call detail records, including SMS text message records, of any cellular device associated the Bell Account (the "CDRs"); and
 - b. the production of all location information for all cell phone towers that were accessed or used for the telecommunication activity related to the CDRs (collectively, the "Tower Records"); and
 - c. the identity of the Unidentified Corporation to whom the numbers 1-902-214-0059, 1-902-856-0165, 1-902-856-0638 and 1-902-856-1421 were transferred.
3. Notwithstanding the *Personal Information Protection and Electronic Documents Act*,

S.C. 2000, c. 5., or any other law prohibiting the tracking of an individual's movements, Bell, in addition to the foregoing shall assist the Receiver in locating the Cell Phones with the telephone numbers 1-902-856-0165 and 1-902-856-1421 (collectively, the "Missing Phones") by signaling ("pinging") the Missing Phones once per day for three consecutive days following the date of this Order, and determining whether and from where they are accessing Bell's telecommunication network of cell towers. Bell shall provide any information obtained to the Receiver.

USE OF INFORMATION

4. The Receiver shall only use the Transmission Records, the Tower Records and any other information provided by Bell (collectively, the "Cell Records") to carry out its duties under the Initial Order or any other Order of this Court.
5. The Receiver shall segregate any Cell Records that the Receiver believes is personal information of an individual. In such case, the Receiver shall not disclose such Cell Records without further order of the Court.

ASSISTANCE OF PEACE OFFICERS

6. Any peace officer including any Royal Canadian Mounted Police or other law enforcement agency shall assist the Receiver in carrying out its duties and exercising its rights as contained herein and in the Initial Order including, without limiting the generality of the foregoing, the retrieval of Property.

GENERAL

7. In all respects the Initial Order remains in full force and effect and nothing herein derogates from the Initial Order but is supplementary and ancillary thereto.
8. The aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States is hereby requested to give effect to this Order and to assist the Receiver and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Receiver, as an

officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Receiver in any foreign proceeding, or to assist the Receiver and its agents in carrying out the terms of this Order.

9. The Receiver is hereby authorized and empowered to apply to any court, tribunal, or regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order, and that the Receiver is authorized and empowered to act in a representative capacity in respect of the within proceedings for the purpose of having these proceedings recognized in a jurisdiction outside Canada.

10. Any Person affected by this Order which did not receive notice in advance of the hearing of the initial application may apply to this Court to vary or amend this Order within five (5) days of such Person being served with a copy of this Order.

Dated at Charlottetown, Prince Edward Island, this ^{17th} day of May, 2017.
(SGD.) Gordon L. Campbell
J.

J.

BANK OF NOVA SCOTIA v. SILVER HILL FUR FARM LTD.

SUPREME COURT OF PRINCE EDWARD ISLAND

**PROCEEDINGS COMMENCED AT
CHARLOTTETOWN**

BELL COOPERATION ORDER

**COX & PALMER
Dominion Building
97 Queen St., Suite 600
Charlottetown, PE C1A 4A9**

Per: Pamela J. Williams and Josh McElman