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COURT FILE NUMBER 1703 12327

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE EDMONTON

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 ARRANGEMENT OF
667402 ALBERTA LTD., 18512398 ALBERTA LTD., 816956
ALBERTA LTD., 1371047 ALBERTA LTD., 1919209 ALBERTA
LTD. AND CANADA NORTH GROUP LP HOLDINGS LTD.

DOCUMENT **APPLICATION BY MONITOR FOR A FURTHER EXTENSION OF
THE STAY OF PROCEEDINGS**

ADDRESS FOR
SERVICE AND
CONTACT
INFORMATION OF
PARTY FILING THIS
DOCUMENT

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File No: 204-196164

NOTICE TO RESPONDENTS

This application is made against you. You are a respondent. You have the right to state your side of this matter before the judge.

To do so, you must be in Court when the application is heard as shown below:

Date: April 28, 2020

Time: 2:00 PM

Where: **BY TELEPHONE CONFERENCE using the following:**

Dial-in Number: 1-877-826-9302

Meeting number: 1115#

Attendees Access Code: 9226#

Before Whom: The Honourable Mr. Justice Hillier sitting on the Commercial List

Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought:

- 1) An Order in the form of Schedule "A" or such other form as may be approved by this Honourable Court:
 - a) declaring Service of this Application and its supporting materials good and sufficient, and if necessary, abridging time for notice of this Application to the time actually given;
 - b) an Order extending the stay of proceedings provided in the Initial Order granted July 5, 2017 to and including October 31, 2020;
 - c) approving the activities of the Monitor as set out in the Monitor's 28th Report; and
 - d) for such further and other relief as this Honourable Court deems just and appropriate in the circumstances.

Grounds for making this application:

- 2) On July 5, 2017, Canada North Group Inc., Canada North Camps Inc., Campcorp Structures Ltd. ("Campcorp"), D.J. Catering Ltd. ("DJ"), 816956 Alberta Ltd., and 1371047 Alberta Ltd. (hereinafter made an application before this Honourable Court requesting certain relief under the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended and obtained an initial order (the "Initial Order"), a stay of proceedings ("Stay") against the Applicants for a period of 30 days up to and including August 3, 2017, and the appointment of Ernst & Young Inc. (the "Monitor") as monitor of the Applicants.
- 3) Since that time, 1919209 Alberta Ltd. and Canada North Group LP Holdings Ltd. have been added as "Applicants" to these proceedings, while Campcorp and DJ have been removed from the proceedings.
- 4) The Stay has been extended on multiple occasions, and is currently in place up to April 30, 2020.
- 5) This matter is now a Court approved and directed liquidating proceeding.
- 6) The Monitor, on behalf of the Remaining Applicants, is seeking an extension of that stay of proceedings up to and including October 31, 2020. The reasons for the requested extension are set out in the Monitor's 22nd, 27th and 28th reports.
- 7) In the circumstances, an extension of time to October 31, 2020 will afford the Monitor further time in order to address the remaining issues.
- 8) In the circumstances, the Remaining Applicants, through the Monitor, have acted, and are acting, in good faith and with due diligence in respect of these proceedings.
- 9) Such further and other reasons as the Monitor may advise and this Honourable Court may accept.

Material or evidence to be relied on:

- 10) The 22nd, 27th and 28th Reports of the Monitor, filed.

- 11) Confidential Supplement to the Monitor's 27th Report (not filed).
- 12) The pleadings and proceedings taken in this Action to date.
- 13) Such further and other materials as previously filed in this matter as counsel may advise and this Honourable Court permits.

Applicable rules:

- 14) *Alberta Rules of Court* AR 124/2010, including Rules 1.2, 1.4, 6.1, 6.2, 6.3 and 9.12 and Division 4 of Part 6.

Applicable Acts and regulations:

- 15) *Judicature Act*, R.S.A. 2000 c. J-2, as amended.
- 16) *Companies' Creditors Arrangement Act*, R.S.C. 1985, c C-36 including ss. 9, 10(3), 11, 23, and 36.
- 17) Such further other provisions and statutes as counsel may advise.

Any irregularity complained of or objection relied on:

- 18) Abridgement of time for service to the time actually given, if necessary.

How the application is proposed to be heard or considered:

- 19) Before the Honourable Mr. Justice Hiller, by way of telephone appearance through the following conference call information:

Dial-in Number: 1-877-826-9302

Meeting number: 1115#

Attendees Access Code: 9226#

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered.

SCHEDULE "A"

COURT FILE NO. 1703 12327

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE EDMONTON

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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 ARRANGEMENT OF 667402
ALBERTA LTD., 18512398 ALBERTA LTD., 816956 ALBERTA LTD.,
1371047 ALBERTA LTD., 1919209 ALBERTA LTD. AND CANADA NORTH
GROUP LP HOLDINGS LTD.

DOCUMENT **ORDER EXTENDING A STAY OF PROCEEDINGS TO OCTOBER 31, 2020**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	Darren R. Bieganeck, QC/Ryan F.T. Quinlan Barrister & Solicitor Phone: 780.441.4386/780.441.4336) Fax: 780.428.9683) Email: dbieganeck@dcllp.com/rquinlan@dcllp.com	File #204-196164 DUNCAN CRAIG LLP LAWYERS MEDIATORS 2800 Scotia Place 10060 Jasper Avenue Edmonton, Alberta Canada T5J 3V9
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DATE ON WHICH ORDER WAS PRONOUNCED: April 28, 2020

LOCATION OF HEARING: Edmonton, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Mr. Justice S.D. Hillier

UPON THE APPLICATION of Ernst & Young Inc. in its capacity as the Court-appointed Monitor (the "Monitor") of 667402 Alberta Ltd., 18512398 Alberta Ltd., 816956 Alberta Ltd. , 1371047 Alberta Ltd., 1919209 Alberta Ltd. and Canada North Group LP Holdings Ltd. (collectively the "Debtor"), for an order extending the stay of proceedings in this matter to October 31, 2020; AND UPON HAVING READ the pleadings and materials filed herein and reviewing the Monitor's 28th Report; AND UPON it appearing that service of this Application was effected on the service list for this matter; AND UPON HEARING the submissions of counsel for the Monitor and counsel for Canadian Western Bank and others appearing; IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

1. Service of notice of the Application and supporting materials is hereby declared to be good and sufficient, no other person is required to have been served with notice of the Application, and time for service of the Application is abridged to that actually given.

EXTENSION OF THE STAY OF PROCEEDINGS

2. The stay of proceedings provided for in the Initial Order granted by this Honourable Court on July 5, 2017 is hereby extended to and including October 31, 2020.

APPROVAL

3. The activities of the Monitor as set out in the Monitor's 28th Report are hereby ratified and approved.

Justice of the Court of Queen's Bench of Alberta