

COURT FILE NUMBER 1801-17912

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFF ATB FINANCIAL (FORMERLY ALBERTA TREASURY BRANCHES)

DEFENDANTS HUGHSON TRUCKING INC., LEROY CHRISTIAN HUGHSON, DARREN JAMES HUGHSON, and JUSTIN LEE HUGHSON

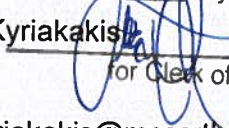
DOCUMENT **ORDER (Sealing Order)**

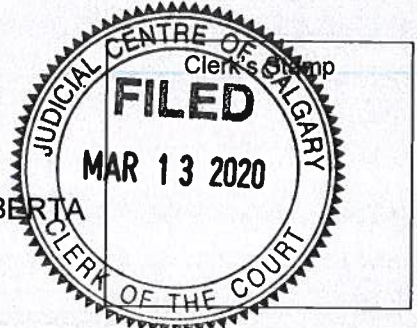
ADDRESS FOR
SERVICE AND
CONTACT
INFORMATION OF
PARTY FILING THIS
DOCUMENT:

McCarthy Tétrault LLP
4000, 421 – 7th Avenue SW
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I hereby certify this to be a true copy of
the original Order Sealing Order

Dated this 13 day of March 2020


for Clerk of the Court



DATE ON WHICH ORDER WAS PRONOUNCED:

March 13, 2020

LOCATION OF HEARING OR TRIAL:

Calgary, Alberta

NAME OF JUDGE WHO MADE THIS ORDER:

Honourable Justice P.R. Jeffrey

UPON the application (the "**Application**") of Ernst & Young Inc. (the "**Receiver**"), in its capacity as the court-appointed receiver and manager of Hughson Trucking Inc. (the "**Debtor**") pursuant to the consent receivership order granted on December 19, 2018 (the "**Receivership Order**"), in the within proceedings (the "**Proceedings**"); **AND UPON** reading the Third Report of the Receiver, dated March 4, 2020 (the "**Third Receiver's Report**"), filed; **AND UPON** reading Confidential Appendices "A" and "B" to the Third Receiver's Report (the "**Confidential Appendices**"), unfiled; **AND UPON** reading the Affidavit of Service of Katie Doran, sworn on March 9, 2020 (the "**Service Affidavit**"), filed; **AND UPON** hearing counsel for the Receiver and for any other parties who may be present;

IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

1. The time for service of the Application and the Third Receiver's Report is abridged, the Application is properly returnable today, service of the Application and the Third Receiver's Report

on the service list, in the manner described in the Service Affidavit, is good and sufficient, and no other persons, other than those listed on the service list (the "**Service List**") attached as an exhibit to the Service Affidavit, are entitled to service of the Application or the Third Receiver's Report.

SEALING

2. Part 6, Division 4 of the *Alberta Rules of Court* does not apply to the Application and the Clerk of the Court is hereby directed to seal the Confidential Appendices, on the Court file, until the filing of the Receiver's Certificate (as defined in and contemplated by the Order (Sale Approval and Vesting)) made in connection with the Application. The Confidential Appendices shall be sealed and filed in an envelope containing the following endorsement thereon:

THIS ENVELOPE CONTAINS CONFIDENTIAL APPENDICES "A" AND "B" TO THE THIRD REPORT OF THE RECEIVER, DATED MARCH 4, 2020. THE CONFIDENTIAL APPENDICES TO THE THIRD REPORT OF THE RECEIVER ARE SEALED PURSUANT TO AN ORDER ISSUED BY THE HONOURABLE JUSTICE JEFFREY, DATED MARCH 13, 2020, AND ARE NOT TO BE PLACED ON THE PUBLIC RECORD OR MADE PUBLICALLY ACCESSIBLE UNTIL THE FILING OF THE RECEIVER'S CERTIFICATE REFERRED TO THEREIN.

3. Any person may apply, on reasonable notice to the Receiver and any other persons likely to be affected, to vary or amend the terms of paragraph 2 of this Order.

4. Service of this Order shall be deemed good and sufficient by:

(a) Serving same on:

- (i) the persons listed on the Service List created in these proceedings;
 - (ii) any other person served with notice of the Application for this Order;
 - (iii) any other parties attending or represented at the Application for this Order;
- and,

(b) Posting a copy of this Order on the Receiver's Website at:
<https://documentcentre.eycan.com/Pages/Main.aspx?SID=1442>

and service on any other person is hereby dispensed with.

5. Service of this Order may be effected by facsimile, electronic mail, personal delivery, or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.



Justice of the Court of Queen's Bench of Alberta