

Superior Court of Justice
Commercial List

FILE/DIRECTION/ORDER

In the Matter of... Green Growth Brands Inc et al
Plaintiff(s)

AND

Defendant(s)

Case Management ☒ Yes ☐ No by Judge: McEwen J

Counsel	Telephone No:	Facsimile No:
<u>(see attached list)</u>		

- ☐ Order ☐ Direction for Registrar (No formal order need be taken out)
☐ Above action transferred to the Commercial List at Toronto (No formal order need be taken out)

- ☐ Adjourned to: _____
☐ Time Table approved (as follows): _____

I completed the motion in this matter on June 1/20.
For reasons to follow, I order the following:
① The relief sought by the Applicant is hereby granted. Insofar as the sale and investment solicitation process is concerned, an order shall go as per the revised version filed with the

2 June 20
DateMcEwen J
Judge's Signature☒ Additional Pages one

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Judges Endorsment Continued

Court on June 1/20.

- ② The relief sought by the Respondent, Michael D. Horvitz, including the relief outlined in his Supplementary Factum, is dismissed, save and except for the relief concerning the examination of Raymond C. Whitaker III, which I previously granted on May 29/20 and the documents similarly produced as a result of that hearing.

✓
M. J. S.

McEwen, Mr. Justice Thomas John (SCJ)

From: Paterson, Mary <MPaterson@osler.com>
Sent: June 1, 2020 9:42 AM
To: McEwen, Mr. Justice Thomas John (SCJ)
Cc: Wasserman, Marc
Subject: Green Growth Brands CCAA CV-20-00641220-00CL- Comeback Motion June 1 2020
Attachments: stikemanelliott_logo_rgb_120px.png

Your Honour,

Please find a list of anticipated attendees for this morning's hearing as well as a list of the materials, below.

Anticipated Attendees

- Ashley Taylor, Sanja Sopic (Stikeman Elliott) for the Applicants
- Marc Wasserman, Mary Paterson (Osler) for the Monitor
- Wael Rostom, Stephen Brown-Okruhlik, Guneev Bhinder (McMillan) for All Js Greenspace LLC
- Wojtek Jaskiewicz (Keyser Mason Ball) for the Capital Transfer Agency ULC
- Graham Phoenix, Thomas Lambert (Loopstra Nixon), Canadian counsel for WMB Resources LLC and Green Ops Group LLC
- Jay Sakalo (Bilzon Sumber Baena Price & Axelrod), US counsel for WMB Resources LLC and Green Ops Group LLC
- Lou Brzezinski, Stephen Gaudreau, Eric Golden and Varoujan Arman (Blaney McMurtry), Canadian counsel for the Michael D. Horvitz Revocable Trust
- Paul Singerman (Berger Singerman), US counsel for the Michael D. Horvitz Revocable Trust
- Martin Mendelzon and, potentially late as advised on Friday, Joe Groia (Groia & Company) for Chiron Ventures Inc.
- Other attendees:
 - Michael Burkett, Christian Vieira, Debbie Wang (Stikeman Elliott LLP),
 - Natasha Rambaran (articling student at Blaney McMurtry)
 - Sharon Hamilton and David Saldhana (Ernst & Young Inc.)
 - Michael Horvitz
 - Peter Choi (Norton Rose (as creditor))

Materials

- Comeback Motion Record, Supplementary Comeback Motion Record and Factum of the Applicants
- First and Second Report of the Monitor
- Responding and Cross-Motion Record of Michael D. Horvitz ("Horvitz"), Supplementary Responding and Cross-Motion Record of Horvitz, Second Supplementary Responding and Cross-Motion Record of Horvitz
- Factum and Supplementary Factum of Horvitz
- Responding Motion Record of the Respondent All Js Greenspace LLC
- Factum, Supplementary Factum and Brief of Excerpts of All Js Greenspace LLC
- Responding Record of Green Ops and WMB Resources
- Rough draft of the Transcript of the Cross-Examination of Randy Whitaker on May 31, 2020
- GGB Creditor Details Chart (Horvitz)