

Court File No.: SJM-46-2020

IN THE COURT OF QUEEN'S BENCH OF NEW BRUNSWICK

IN BANKRUPTCY AND INSOLVENCY

JUDICIAL DISTRICT OF SAINT JOHN

IN THE MATTER OF THE RECEIVERSHIP OF:

HILLSPRING FARMS LTD., HSF FOODS LTD. and
HILLSPRING WAREHOUSE & LOGISTICS INC.

-and-

COURT OF QUEEN'S BENCH
CLERK / SAINT JOHN

REC'D
JUN 29 2020
FILED
DEPOSE

COUR DU BANC DE LA REINE
GREFFIÈRE SAINT-JEAN

PURSUANT TO Section 33 of The *Judicature Act*,
R.S.N.B. 1973, Ch. J-2, Rule 41, Rules of Court, New
Brunswick and Section 243 of the *Bankruptcy and
Insolvency Act*, R.S.C. 1985, c. B-3

BETWEEN:

FARM CREDIT CANADA, a Federal Crown Corporation

-and-

HILLSPRING FARMS LTD., HSF FOODS LTD. and
HILLSPRING WAREHOUSE & LOGISTICS INC., each a
New Brunswick Corporation

APPLICANTS,

- and -

HILLSPRING FARMS LTD., HSF FOODS LTD. and
HILLSPRING WAREHOUSE & LOGISTICS INC., each a
New Brunswick Corporation

RESPONDENTS

SEALING ORDER

THIS APPLICATION, made by the Applicants for an Order i) appointing Ernst
& Young Inc., as Court appointed Receiver and Receiver and Manager (the

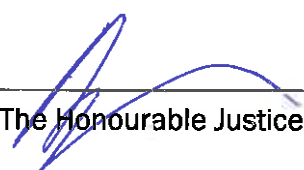
"Receiver") of all of the undertaking, property and assets of the Respondents save and except certain excluded Property; ii) for an order approving the sale transaction (the "Transaction"); and iii) this sealing order was heard this 26th day of June, 2020 at Saint John, New Brunswick;

ON READING the materials filed in this matter as contained in the Record on Application including the Report of the Proposed Receiver dated June 22, 2020 and the Supplemental Confidential Report of the Proposed Receiver dated June 22, 2020 and the appendices thereto, the various affidavits of service, on hearing the submissions of counsel for the Applicants, the Respondents and the other parties in attendance;

IT IS HEREBY ORDERED THAT:

1. The Confidential Supplemental Report of the Proposed Receiver dated June 22, 2020 shall be sealed, kept confidential and not form part of the public record, but rather shall be placed, separate and apart from all other contents of the Court file, in a sealed envelope and shall only be opened after the completion of the Receivership provided that the Receiver may release parts of the Confidential Supplemental Report or the attachments thereto following completion of the Transaction, or parts thereof, or the sale of Residual Property provided the recipient of such material executes a confidentiality agreement in form and substance acceptable to the Receiver.
2. Any person affected by this Order which did not receive notice in advance of the hearing of the application may apply to this Court to vary or amend this Order within ten (10) days of such Person being served with a copy of this Order or becoming aware of the Order.

Dated at Saint John, New Brunswick, this 29th day of June, 2020 and effective as 12:01 a.m. on June 26, 2020.



The Honourable Justice Darrell J. Stephenson

Justice of the Court of Queen's Bench of New Brunswick

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