

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-

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

RESPONDENTS

CONSENT

The undersigned is a counterparty to:

1. a financing arrangement dated July 31, 2015 between HSF Foods Ltd. and the Bank of Nova Scotia with respect to a 2015 Ram 1500 having serial number 1C6RR7LM1FS737197(the "Included Equipment"); and
2. financing arrangements:

- a. between HSF Foods Ltd. and the Bank of Nova Scotia in respect of a 2015 Dodge Ram Model 1500 having serial number 1C6RR7LM0FS737580; and
- b. between HSF Foods Ltd. and the Bank of Nova Scotia in respect of a 2019 Ford F250 S/D having serial number 1FT7W2BT0KED32865

(collectively, the “**Excluded Equipment**”).

The undersigned has read the Notice of Application and consents to the relief being requested therein on the basis that:

- 1. the Excluded Equipment will not be included as property subject to the order being sought for the appointment of a receiver; and
- 2. the Included Equipment will not be subject to any charge granted in the proceedings and is only included as the undersigned has reached an agreement with McCain Farms, a division of McCain Produce Inc. (the “**Purchaser**”) for the manner in which the Property under the Agreement will be available to the Purchaser on the closing of the contemplated transaction.

Executed this 24 day of June, 2020 with the intent that this document shall be provided to the Honourable Justice hearing the matter scheduled for June 26, 2020 at 10:00 am AST.

The Bank of Nova Scotia



Per: [Faryaal Butt](#)
 Title: [Repossession Officer](#)
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