

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

THE HONOURABLE	)	WEDNESDAY, THE 16 th
	)	
MR. JUSTICE HAINEY	)	DAY OF SEPTEMBER, 2020

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 COMPROMISE OR ARRANGEMENT OF
CANNTRUST HOLDINGS INC., CANNTRUST INC., CTI HOLDINGS (OSOYOOS) INC.
AND ELMCLIFFE INVESTMENTS INC.

Applicants

ORDER
(re: AGM Deadline Extension)

THIS MOTION, made by the Applicants, pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended, for an order, among other things:

- (i) extending the time for CannTrust Holdings Inc. to call an annual general meeting of its shareholders to a date no later than 120 days after the expiry or termination of the Stay Period (as defined in the initial order dated March 31, 2020, as amended); and
- (ii) validating service of the notice of motion and motion materials in the manner described in the affidavit of Greg Guyatt sworn September 9, 2020 and the Exhibits thereto (the "**Guyatt Affidavit**");

was heard this day by way of Zoom judicial video conference due to the COVID-19 crisis.

ON READING the Guyatt Affidavit and the Fourth Report of Ernst & Young Inc., in its capacity as monitor of the Applicants (the "**Monitor**"), to be filed (the "**Fourth Report**"), and on hearing the submissions of counsel for the Applicants and the Monitor and on being advised

that all parties on the service list maintained in these proceedings were served with the motion record of the Applicants and the Fourth Report:

SERVICE

1. **THIS COURT ORDERS** that the time for service and filing of this motion and related materials is hereby abridged and validated such that this motion is properly returnable today and hereby dispenses with further service thereof.

2. **THIS COURT ORDERS** that the service of the notice of motion and motion materials in the manner described at paragraph 49 of the Guyatt Affidavit is validated and that the time for service is abridged, such that this motion is properly returnable today.

EXTENSION OF AGM DEADLINE

3. **THIS COURT ORDERS** that the time for CannTrust Holdings Inc. to call an annual general meeting of its shareholders, as prescribed by the *Business Corporations Act* (Ontario), is extended until a date no later than 120 days after the expiry or termination of the Stay Period.

GENERAL

4. **THIS COURT ORDERS** that this Order shall have full force and effect in all provinces and territories in Canada, outside Canada and against all Persons against whom it may be enforceable.

5. **THIS COURT ORDERS** that, notwithstanding Rule 59.05, this Order is effective from the date that it is made, and is enforceable without any need for entry and filing. In accordance with Rules 77.07(6) and 1.04, no formal order need be entered and filed unless an appeal or a motion for leave to appeal is brought to an appellate court. Any party may nonetheless submit a formal order for original signing, entry and filing when the Court returns to regular operations.

6. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States to give effect to this Order and to assist the Applicants and the Monitor, and their respective agents in

carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Monitor and its agents in carrying out the terms of this Order.

7. **THIS COURT ORDERS** that each of the Applicants and the Monitor be at liberty and are hereby authorized and empowered to apply to any court, tribunal, regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order.

A handwritten signature in cursive script, reading "Hainey J.", is written over a horizontal line. The signature is fluid and stylized, with a large, sweeping initial 'H' and a long, trailing flourish at the end.

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Proceeding commenced at Toronto

ORDER
(AGM DEADLINE EXTENSION)

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