



No. S-205095  
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,  
R.S.C. 1985, c. C-36, AS AMENDED

– AND –

IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*,  
S.B.C. 2002, C. 57, AS AMENDED

– AND –

IN THE MATTER OF A PLAN OF COMPROMISE AND ARRANGEMENT OF  
PORT CAPITAL DEVELOPMENT (EV) INC. and EVERGREEN HOUSE DEVELOPMENT  
LIMITED PARTNERSHIP

**SEALING ORDER**

BEFORE THE HONOURABLE )  
MADAM JUSTICE FITZPATRICK ) 11 June/2021

THE APPLICATION of the Petitioners coming on for hearing at Vancouver, British Columbia, by MS Teams, on the 11<sup>th</sup> day of June 2021; AND ON HEARING David Gruber, counsel for the Petitioners and those other counsel and parties listed on **Schedule "A"** hereto; AND UPON READING the material filed, including the Sixth Report of Ernst & Young, Inc. ("**Sixth Report**") in its capacity as court appointed monitor (the "**Monitor**"), the Confidential Supplement to the Sixth Report, the Seventh Report of the Monitor, to be filed and the Confidential Supplement to the Seventh Report; AND pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985 c. C-36, the British Columbia Supreme Court Civil Rules and the inherent jurisdiction of this Honourable Court;

**THIS COURT ORDERS THAT:**

1. Access to Sealed Items permitted by

[ ] Counsel of Record  
[ ] Parties of Record  
[ ] Further Court Order  
[X] **Others:** Counsel for  
the Petitioners and  
counsel for the  
Monitor

**Items to be sealed**

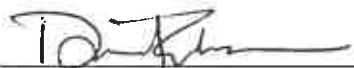
| Document Name                                                                         | Date filed<br>( <i>Date on Court Stamp</i> ) | Number of copies<br>filed, including any<br>extra copies for the<br>judge | Duration of<br>sealing order<br>( <i>to specific<br/>date or until<br/>further order</i> ) | Sought                              | Granted                             |                          |
|---------------------------------------------------------------------------------------|----------------------------------------------|---------------------------------------------------------------------------|--------------------------------------------------------------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
|                                                                                       |                                              |                                                                           |                                                                                            |                                     | YES                                 | NO                       |
| 1) Entire File                                                                        |                                              |                                                                           |                                                                                            | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |
| 2) <b>Specific Documents</b><br><br><b>Confidential Seventh Report of the Monitor</b> | <b>To be filed</b>                           | <b>One copy, to be sealed.</b>                                            | <b>Until further order.</b>                                                                | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3) Clerk's Notes                                                                      |                                              |                                                                           |                                                                                            | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |
| 4) Order                                                                              |                                              |                                                                           |                                                                                            | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |
| 5) Reasons for Judgment                                                               |                                              |                                                                           |                                                                                            | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> |

[Remainder of page intentionally left blank]

**GENERAL**

2. Endorsement of this Order by counsel appearing on this application other than counsel for the Petitioners is hereby dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:



Signature of David Gruber  
Lawyer for the Petitioners

BY THE COURT



REGISTRAR



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**RUSH**

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