



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

REQUISITION

FILED BY: Port Capital Development (EV) Inc. and Evergreen House Development Limited Partnership

REQUIRED: TO SET the hearing of the Petitioners' application for an order approving an amendment to the Domain financing facility in order to increase the amount available for working capital to 9:00 a.m. on Tuesday, the 14th day of December 2021, by telephone conference.

Time estimate: 30 Minutes

The hearing is scheduled before **Madam Justice Fitzpatrick**. Her Ladyship is seized of this matter. The request to appear is attached as Schedule "A".

Dated: 10/December/2021



Signature of David E. Gruber
Counsel for the Petitioners

Schedule "A"

From: SC Civil-Vancouver
To: David Gruber; afrydenlund@owenbird.com; jordan.schultz@dentons.com; peter.rubin@blakes.com; wroberts@lawonlundell.com
Cc: SC Civil-Vancouver
Subject: RE: Madam Justice Fitzpatrick--VA S-205095--In the Matter of the Plan of Compromise and Arrangement of Port Capital Development (EV) Inc. and Evergreen House Development Limited Partnership--TE:30 Minutes --CONF#112921162405
Date: Monday, December 6, 2021 3:16:35 PM

Good Afternoon,

This matter is now tentatively set for Tuesday, December 14, 2021 at 0900 hrs before Justice Fitzpatrick for up to a 30 minute hearing with counsel appearing by way of conference call.

Please file materials in accordance with the Supreme Court Civil Rules of Court in order to confirm this matter on the court list.

Also, as this application will proceed by conference call, please provide your direct contact number by reply e-mail.

Supreme Court Scheduling

phone: 604.660.2853

email: sc.civil_va@BCCourts.ca

website: www.bccourts.ca

hours: Mon.- Fri., 8:30 am - 4:30 pm

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From: No-Reply_Request_SCS <No-Reply_Request_SCS@bccourts.ca>

Sent: Monday, November 29, 2021 4:25 PM

To: gruberd@bennettjones.com; afrydenlund@owenbird.com; jordan.schultz@dentons.com; peter.rubin@blakes.com; wroberts@lawonlundell.com

Cc: SC Civil-Vancouver <sc.civil_va@BCCourts.ca>

Subject: Madam Justice Fitzpatrick--VA S-205095--In the Matter of the Plan of Compromise and Arrangement of Port Capital Development (EV) Inc. and Evergreen House Development Limited Partnership--TE:30 Minutes --CONF#112921162405

Madam Justice Fitzpatrick--VA S-205095--In the Matter of the Plan of Compromise and Arrangement of Port Capital Development (EV) Inc. and Evergreen House Development Limited Partnership

Case Type: Civil

Type of hearing: Application

Time estimate: 30 Minutes

Available dates: December 13-17, 2021

Nature of Application: Application for an order approving an amendment to the Domain financing facility in order to increase the amount available for working capital.

Reason why this must be heard by (Madam Justice Fitzpatrick): Madam Justice Fitzpatrick is seized of the matter.

Opponent's position regarding this application/request: No opposition is anticipated.

Date of the last hearing before this president: 2021/06/11

Applicant's name: David Gruber
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Opposing counsel(s)/Litigant(s):
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