

**ONTARIO
SUPERIOR COURT OF JUSTICE**

(Commercial List)

THE HONOURABLE
MR. JUSTICE PENNY

FRIDAY, the 17th
DAY OF DECEMBER, 2021



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
CANSTRUST HOLDINGS INC., CANSTRUST INC.,
CTI HOLDINGS (OSOYOOS) INC. AND ELMCLIFFE INVESTMENTS INC.

**ORDER
(Fee Approval for CCAA U.S. Representative Counsel)**

THIS MOTION, made by CCAA U.S. Representatives, for an order approving the legal fees and disbursements of Labaton Sucharow LLP ("**Labaton**"), Levi & Korsinsky LLP, Girard Sharp LLP and Gibbs Law Group (together, "**U.S. Counsel**") payable from the funds in the Securities Claimant Trust was heard this day by Zoom judicial video conference due to the COVID-19 pandemic.

UPON READING the materials filed by the CCAA U.S. Representatives and on hearing the submissions of the Applicants, CCAA U.S. Representative Counsel, the Monitor, and any such

other counsel that were present as listed on the counsel slip, no appearing for any other person on the service list, although duly properly served as appears from the affidavit of service, filed:

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

2. **THIS COURT ORDERS** that all capitalized terms used in this Order and not expressly defined herein shall have the meanings given to them in the fourth amended and restated plan of compromise, arrangement and reorganization of CannTrust Holdings Inc., CannTrust Inc. and Elmclyffe Investments Inc. dated July 7, 2021 (“**CCAA Plan**”).

3. **THIS COURT ORDERS** that the amount payable to CCAA U.S. Representative Counsel, on behalf of U.S. Counsel, out of the Securities Claimant Trust is hereby set at CAD \$15,786,571.25 in respect of legal fees and U.S. \$302,000.62 for disbursements (inclusive of all applicable taxes on the disbursements).

4. **THIS COURT ORDERS** that U.S. Class Action Lead Plaintiffs, Granite Point Master Fund, LP and Granite Point Capital Scorpion Focused Ideas Fund, are hereby awarded an honorarium of U.S. \$10,000 payable out of the Securities Claimant Trust.



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.

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceedings commenced at Toronto

ORDER

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