FORM 35 (RULES 8-4(1), 13-1(3) AND 17-1(2))

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 1379305 B.C. LTD. and EVERGREEN HOUSE DEVELOPMENT LIMITED PARTNERSHIP

ORDER MADE AFTER APPLICATION

BEFORE	)	THE HONOURABLE JUSTICE	)	12/OCT/2022
	)	FITZPATRICK	)	
	)		)	

ON THE APPLICATION of Domain Mortgage Corp. ("**Domain**"), coming on for hearing at Vancouver, British Columbia on 12/OCT/2022, and on hearing Scott H. Stephens, counsel for Domain, and those other counsel and parties listed on Schedule "A" hereto, and no-one else appearing although duly served in accordance with the Rules of Court, and on reading the materials filed herein;

THIS COURT ORDERS that:

1. The Monitor is hereby authorized and directed to distribute or retain, as applicable, the net proceeds arising from the sale transaction completed in accordance with the Amended and Restated Approval and Vesting Order made September 16, 2022 (the "**Approval Order**") as follows:

a) First, to the beneficiaries of the Administration Charge (as defined in the Further Amended and Restated Initial Order made February 14, 2022), $100,000;

b) Second, to Domain, the amount secured under its mortgage and security as of the date of payment;

c) Third, to the beneficiaries of the Supplemental Administration Charge (as defined in the Approval Order), $150,000;

d) Fourth, to Aviva, repayment of the monies it advanced as protective disbursements to pay insurance premiums as approved by the Monitor;

e) Fifth, $50,000 to be held by the Monitor on account of the reasonable fees and expenses of the Monitor and its counsel incurred from the date of this Order in connection with work approved by Aviva to complete the administration of the CCAA proceedings;

f) Sixth, to Aviva, 35% of the balance of the then remaining proceeds, if any; and

g) The remainder is to be retained by the Monitor pending further order of this court.

2. Endorsement of this order by any person other than counsel for Domain 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 lawyer for Domain Mortgage Corp., Scott H. Stephens

By the Court.

Registrar

CHECKED

DC

SCHEDULE "A"

Counsel/Person Appearing	Party Represented
William Roberts	Aviva Insurance Company of Canada
Peter Bychawski	Ernst & Young Inc.
Kibben Jackson	Solterra Acquisitions Corp.
Ritchie Clark, K.C.	1296371 B.C. Ltd.

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OWEN BIRD LAW CORPORATION
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Three Bentall Centre
2900 - 595 Burrard Street
Vancouver, BC V7X 1J5

Attention: Scott H. Stephens
File No. 37943-0002