



No. S1710393
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 THE *CANADA BUSINESS CORPORATIONS ACT*,
R.S.C. 1985, C. c-44, AS AMENDED

AND

IN THE MATTER OF A PLAN OF COMPROMISE AND ARRANGEMENT OF
ALL CANADIAN INVESTMENT CORPORATION

NOTICE OF APPLICATION

Name of applicant: All Canadian Investment Corporation

To: Meridian Resource Accommodations inc.

TAKE NOTICE that an application will be made by the applicant, All Canadian Investment Corporation, before Mr. Justice Walker at the courthouse at 800 Smithe Street, Vancouver, British Columbia, on the 28th day of October, 2022, at 9:30 a.m., for the orders set out in Part 1 below.

Part 1: ORDERS SOUGHT

1. The Petitioner seeks an order in the form attached and marked Schedule "A".

Part 2: FACTUAL BASIS

2. In the Monitor's Thirty First Report to Court dated July 5, 2022 the Monitor recommended that the Petitioner be authorized to enter into a settlement of claims

advanced against Meridian Resource Accommodations Inc. (“Meridian”) on the following terms:

- a. the transfer of shares in W.L.A Financial Corporation to Mr. William Leslie Allen for the sum of \$34,444; and
- b. payment of the net sale proceeds from the sale of a property located in Saskatchewan (the “Saskatchewan Property”) against which the Petitioner had a mortgage registered.
(the “Settlement”)

**Monitor’s Thirty First Report to Court dated July 5, 2022, paragraphs 29-37
and 57**

3. The Monitor’s recommendation was approved by the court.
4. In order to complete the sale of the Saskatchewan Property the Monitor executed to discharge documents for the Petitioner’s mortgage (the “Discharge”) which were provided to counsel for Meridian in Saskatchewan on his undertaking to deliver the net sale proceeds to the Petitioner.
5. The sale of the Saskatchewan Property has completed and counsel for Meridian is presently holding the net sale proceeds for delivery to the Petitioner to complete the Settlement. However, the Registrar of Titles, Saskatchewan has advised that it requires a court order specifically authorizing the Monitor to execute the Discharge and directing Registrar of Titles to discharge the Petitioner’s security interest from title to the Saskatchewan Property.
6. The proposed form of order has been provided to counsel for the Registrar of Titles, Saskatchewan for review and comment in advance of this application. The proposed form of order has been approved and it is anticipated that on delivery of these filed application materials formal written confirmation will be provided.

Part 3:LEGAL BASIS

7. Pursuant to s. 11 of the *Companies Creditors Arrangement Act*, the Court may make any order that it considers appropriate.
8. The Petitioner's Plan of arrangement, approved by paragraph 11 of the Sanction Order made February 5, 2021, provides:

The Petitioner, with the direction of the Monitor shall have sole decision-making authority on part of the Petitioner, shall take all reasonable economic steps to realize and convert the Petitioner's Assets to Distributable Cash including, without limitation, initiating or continuing legal proceedings, executing on security, negotiating with the Petitioner's debtors, entering into agreements to sell its real property and any other steps required to realize the Petitioner's Assets.

9. Section 109 of *The Land Titles Act, 2000, SS 2000, c L-5.1* provides:

109(1) In any proceeding pursuant to this Part, the court may make any order the court considers appropriate, and in so doing may direct the Registrar to, or authorize any person to apply to the Registrar to:

- (a) register, discharge, amend, postpone or assign an interest; or*
 - (b) transfer title or make changes to a title.*
- (2) The court may seek assistance from the Registrar in any proceeding pursuant to this Part.*
- (3) On an application to the court pursuant to this Part, if the judge hearing the application considers it appropriate to do so, the judge may make an order:*
- (a) directing that a title be vested in any person; and*
 - (b) either:*
 - (i) directing the Registrar to transfer title or to make changes to a title; or*
 - (ii) authorizing any person to apply to the Registrar to transfer title or to have changes made to a title.*

Part 4: MATERIAL TO BE RELIED ON

10. Monitor's Thirty First Report to Court dated July 5, 2022

The Applicant estimates that the Application will take 15m.

This matter is within the jurisdiction of a master.

This matter is not within the jurisdiction of a master.

TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION: If you wish to respond to this notice of application, you must, within 5 business days after service of this notice of application or, if this application is brought under Rule 9-7, within 8 business days after service of this notice of application:

- (a) file an application response in Form 33;
- (b) file the original of every affidavit, and of every other document, that:
 - (i) you intend to refer to at the hearing of this application, and
 - (ii) has not already been filed in the proceeding, and
- (c) serve on the applicant 2 copies of the following, and on every other party of record one copy of the following:
 - (i) a copy of the filed application response;
 - (ii) a copy of each of the filed affidavits and other documents that you intend to refer to at the hearing of this application and that has not already been served on that person;
 - (iii) if this application is brought under Rule 9-7, any notice that you are required to give under Rule 9-7 (9).

Date: October 21, 2022



Signature of Jeremy D. West
Counsel for the All Canadian Investment Corporation

To be completed by the court only:

Order made

in the terms requested in paragraphs _____ of Part 1 of this notice of application

with the following variations and additional terms:

Date: _____

Signature of Judge Master

APPENDIX

[The following information is provided for data collection purposes only and is of no legal effect.]

THIS APPLICATION INVOLVES THE FOLLOWING:

[Check the box(es) below for the application type(s) included in this application.]

- discovery: comply with demand for documents
- discovery: production of additional documents
- extend oral discovery
- other matter concerning oral discovery
- amend pleadings
- add/change parties
- summary judgment
- summary trial
- service
- mediation
- adjournments
- proceedings at trial
- case plan orders: amend
- case plan orders: other
- experts