

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

## ORDER MADE AFTER APPLICATION

BEFORE THE HONOURABLE MR.	)	MONDAY, THE 8TH DAY OF
JUSTICE WALKER	)	JUNE, 2020.
	)	

THE APPLICATION of the petitioner, coming on for hearing at Vancouver, British Columbia, on the 8th day of June, 2020, and on hearing Jeremy D. West, counsel for the petitioner, and those other parties listed on Schedule "A" hereto, AND UPON READING the material filed, including the Affidavit #2 of David Milligan made June 5, 2020 (the "Milligan Affidavit") and the 22<sup>nd</sup> Report of McEown and Associates Ltd. in its capacity as court-appointed Monitor (the "Monitor") relied upon in this application; AND pursuant to the Companies' Creditors Arrangement Act, R.S.C. 1985 c. C-36 as amended (the "CCAA"), the British Columbia Supreme Court Civil Rules and the inherent jurisdiction of this Honourable Court;

#### THIS COURT ORDERS AND DECLARES THAT:

1. The time for service of the notice of application filed June 3, 2020 and supporting materials is abridged such that the application is properly returnable on June 8, 2020 and service upon any interested party other than those parties on the service

list maintained by the petitioner and the Monitor in this matter is hereby dispensed with.

# Approval of the Sale of Lot 1

2. The sale transaction (the "Transaction") contemplated by the Contract of Purchase and Sale dated May 20, 2020 (the "Sale Agreement") between the petitioner and Thomas Lawe MacDonald (the "Purchaser") for the lands located at:

PID 026-193-019

LOT 6 AND AN UNDIVIDED 3/12TH SHARE IN LOT 7, DISTRICT LOT 3923,

GROUP 1 NEW WESTMINSTER DISTRICT PLAN BCP15562 ("Lot 6")

is hereby approved on the basis that the Sale Agreement is commercially reasonable.

- The execution of the Sale Agreement by McEown and Associates Ltd. in its capacity as court appointed monitor of the petitioner is hereby authorized and approved.
- 4. McEown and Associates Ltd. is hereby authorized and directed to take such additional steps and execute such additional documents as may be necessary or desirable for the completion of the Transaction and for the conveyance to the Purchaser of Lot 6, including execution of such documents as may be required by the Land Titles Office including, but not limited to, a Form A Transfer of Lot 6 to the Purchaser.

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 Jeremy D. West

Counsel for the petitioner

Digitally signed by Walker, J

By the Court.

Digitally signed by
Lee, Peter

Registrar

# **Schedule A- List of Parties Appearing**

Jeremy D. West	Counsel for the petitioner
Douglas Hyndman	Counsel for the monitor
Julie Hegyi	Realtor for prospective purchaser
Thomas MacDonald Kevin MacDonald Crosby MacDonald	Representatives of the prospective purchaser

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## **Order Made After Application**

File No.: 228558-0000

Initials: JDW

### WATSON GOEPEL LLP

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