

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

THE HONOURABLE MR. ) FRIDAY, THE 16<sup>th</sup>  
 )  
JUSTICE GARSON ) DAY OF JULY, 2021  
 )

**IN THE MATTER OF THE NOTICES OF INTENTION  
TO MAKE A PROPOSAL PROCEEDINGS OF  
DREXLER CONSTRUCTION LIMITED, FOLMUR  
CONSTRUCTION (2004) LIMITED, AND DOWN  
UNDER PIPE AND CABLE LOCATING LIMITED,  
CORPORATIONS INCORPORATED UNDER THE  
ONTARIO *BUSINESS CORPORATIONS ACT***

**ORDER**

**(extension of time to file a proposal, approval of proposal trustee's fees and activities)**

**THIS MOTION** made by Drexler Construction Limited, Folmur Construction (2004) Limited, and Down Under Pipe and Cable Locating Limited (together, the "**Companies**") for the orders herein was heard this day at 80 Dundas St., London, by teleconference due to COVID-19.

**ON READING** the affidavit of Jerome Drexler sworn July 12, 2021 and the third report dated July 13, 2021 (the "**Third Report**") of Albert Gelman Inc. in its capacity as proposal trustee (in such capacity, the "**Proposal Trustee**") to the notice of intention to make a proposal ("**NOI**") proceedings of the Companies, and upon hearing the submissions of counsel for the Companies and the Proposal Trustee as well as those other parties present, as indicated in the counsel slip, no other parties being present although duly served as appears from the affidavit of service, filed:

## **NOTICE AND SERVICE**

1. **THIS COURT ORDERS** that the time for service of the motion record in respect of this motion and the Third Report is abridged and validated so that the motion is properly returnable today, and that further service thereof is dispensed with.

## **EXTENSION OF TIME TO FILE A PROPOSAL**

2. **THIS COURT ORDERS** that, pursuant to Section 50.4(9) of the *Bankruptcy and Insolvency Act (Canada)* (the “**BIA**”), the period within which a proposal may be filed on behalf of any or all of the Companies is extended to and including Monday, August 30, 2021.

## **APPROVAL OF PROPOSAL TRUSTEE’S FEES AND ACTIVITIES**

3. **THIS COURT ORDERS** that the Third Report and the activities described therein be and are hereby approved, provided, however, that only the Proposal Trustee in its personal capacity, and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

4. **THIS COURT ORDERS** that the professional fees and disbursements of the Proposal Trustee and its independent legal counsel, Macdonald Sager Manis LLP, as set out in the Fee Affidavits (term defined in the Third Report), be and are hereby approved (the “**Approved Fees**”).

5. **THIS COURT ORDERS** that the Companies are authorized to pay the Approved Fees from the Companies' available funds (which for greater certainty does not include the net proceeds of sales of Redundant Equipment as described in the Third Report).

**MISCELLANEOUS**

6. **THIS COURT REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States, to give effect to this order and to assist the Companies, the Proposal Trustee and their respective agents in carrying out the terms of this order. All courts, tribunals, regulatory and administrative bodies are respectfully requested to make such orders and to provide such assistance to the Companies and to the Proposal Trustee, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Proposal Trustee in any foreign proceeding, or to assist the Companies and the Proposal Trustee and their respective agents in carrying out the terms of this Order.

  
GARSON

Estates No. 35-2721716

IN THE MATTER OF THE NOTICES OF INTENTION TO MAKE A  
PROPOSAL PROCEEDINGS OF DREXLER CONSTRUCTION  
LIMITED, FOLMUR CONSTRUCTION (2004) LIMITED, AND  
DOWN UNDER PIPE AND CABLE LOCATING LIMITED,  
CORPORATIONS INCORPORATED UNDER THE ONTARIO  
*BUSINESS CORPORATIONS ACT*

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**  
Proceeding commenced in LONDON

**ORDER**

(extension of time to file a proposal, approval of  
proposal trustee's fees and activities)

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