

ONTARIO
SUPERIOR COURT OF JUSTICE
(EAST REGION COMMERCIAL LIST)

**IN THE MATTER OF THE NOTICES OF
INTENTION TO MAKE A PROPOSAL OF
1382769 ONTARIO LIMITED AND 1622356
ONTARIO LIMITED**

NOTICE OF MOTION

1382769 Ontario Limited and 1622356 Ontario Limited (together, the “**Companies**”) will make a motion to a judge of the Ontario Superior Court of Justice (East Region Commercial List) on August 24, 2026, at 11 a.m., or as soon after that time as the motion can be heard, at 161 Elgin Street, Ottawa, Ontario.

PROPOSED METHOD OF HEARING: The motion is to be heard:

- ☐ In writing under subrule 37.12.1(1) because it is on consent;
- ☐ In writing as an opposed motion under subrule 37.12.1(4);
- ☐ In person;
- ☐ By telephone conference;
- ☒ **By video conference using the link on Case Centre.**

THE MOTION IS FOR:

1. An order in the form of the draft order delivered with this notice of motion, that
(i) extends the time to file proposals by 45 days to the end of Monday, October 12, 2026,
and (ii) approves the reports, fees and activities of Albert Gelman Inc. in its capacity as
proposal trustee (in such capacity, the “**Proposal Trustee**”).
2. Such further and other relief as may be requested and this Honourable Court may
deem just.

THE GROUNDS FOR THE MOTION ARE:

3. On July 13, 2026, the Honourable Perron J. granted an order extending the time
for the Companies to file proposals (the “**Stay Period**”) to August 28, 2026 and an order
(the “**SISP Approval Order**”) that, *inter alia*, approved a sale and investment solicitation
process (the “**SISP**”) and a stalking horse bid (the “**Stalking Horse Bid**”).
4. The SISP is being performed in accordance with the SISP Approval Order. The
bid deadline is August 20, 2026.
5. The requested extension of the Stay Period is necessary and appropriate to
complete the SISP, select successful bid(s), bring a motion for approval and vesting
order(s), and closed the approved transaction(s).
6. The Companies have acted and are acting with due diligence and in good faith, no
creditor could or will be materially prejudiced by the extension requested, and the
extension of the Stay Period will make a viable proposal more likely. Among other things,
it is in the interest of all stakeholders to conclude the SISP and distribute the proceeds of

a successful transaction, and the Companies have sufficient liquidity to operate in the normal course and to implement the foregoing without interim funding.

7. The Proposal Trustee supports the extension of the Stay Period for those reasons and the further and other ones set out in the third report of the Proposal Trustee dated August 20, 2026 (the “**Third Report**”).

8. The Companies support the approval of the Proposal Trustee’s reports, fees and activities. The Proposal Trustee’s reports and activities are beneficial, timely, and in the interest of stakeholders. The fees are fair and reasonable and were properly incurred.

Additional Grounds

9. The further and other grounds set out in the Third Report and appendices thereto;

10. The provisions of the [*Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3](#), including without limitation section [50.4\(9\)](#);

11. The [*Rules of Civil Procedure*, R.S.O. 1990, Reg. 194](#), including without limitation rules [1.04](#), [2.01](#), [2.03](#) and [3.02](#);

12. The Court’s inherent powers and jurisdiction;

13. Such further and other grounds as counsel may advise and this Honourable Court may permit.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of the motion:

a. The Third Report and appendices thereto;

- b. such further and other material as counsel may provide and this Honourable Court permits.

August 20, 2026

Perley-Robertson, Hill & McDougall LLP/s.r.l.
1400 – 340 Albert Street
Ottawa, ON K1R 0A5

Joël Turgeon LSO #80984R

Tel: 613.238.2022 x. 424

jturgeon@perlaw.ca

Lawyers for 1382769 Ontario Limited and
1622356 Ontario Limited

TO: **THE SERVICE LIST**

ONTARIO
SUPERIOR COURT OF JUSTICE
(EAST REGION COMMERCIAL LIST)

Proceeding commenced at Ottawa

NOTICE OF MOTION
RETURNABLE AUGUST 24, 2026

Perley-Robertson, Hill & McDougall LLP/s.r.l.
1400 – 340 Albert Street
Ottawa, ON K1R 0A5

Joël Turgeon LS#: 80984R
jturgeon@perlaw.ca
Tel: 613.238.2022 x.424

Lawyers for 1382769 Ontario Limited and
1622356 Ontario Limited