

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

BETWEEN:

2655396 ONTARIO INC.

APPLICANT

AND

**IN THE MATTER OF SECTION 182 OF THE *BUSINESS CORPORATIONS ACT*, R.S.O.
1990, C. B.16, AS AMENDED, AND IN THE MATTER OF A PROPOSED
ARRANGEMENT OF 2655396 ONTARIO INC. AND INVOLVING 1776690 ONTARIO
INC. COB COUNTRY WAY HEALTH FOOD STORE**

RESPONDENT

MOTION RECORD

DATED: January 25, 2022

**WISHART LAW FIRM LLP
BARRISTERS AND SOLICITORS
390 BAY STREET, 5TH FLOOR
SAULT STE. MARIE ON P6A 1X2**

**STEVEN G. SHOEMAKER
LSUC 59209J**

TELEPHONE: (705) 949-6700
FAX (705) 949-2465
EMAIL: sshoemaker@wishartlaw.com

SOLICITORS FOR THE RESPONDENT

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DOCUMENT

1 Notice of Motion dated January 25, 2022

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RESPONDENT

NOTICE OF MOTION

THE Applicant, will make a motion to a Judge on Thursday, January 27, 2022 at 10:00 a.m. or as soon after that time as the Motion can be heard at the Court House, 330 University Avenue, 9th Floor, Toronto ON M5G 1R7

THE PROPOSED METHOD OF HEARING: Video Conference.

THE MOTION IS FOR:

1. An Interim Order substantially in the form attached as Schedule "A" in the Application Record dated June 2, 2021 in connection with an arrangement to be made by the Applicant (the "Arrangement") pursuant to to the Business Corporations Act (the "OBCA").
2. Such further relief as may be required in the circumstances and this Honourable Court deems just and equitable.

THE GROUNDS FOR THE APPLICATION ARE:

1. The Applicant is a company incorporated under the OBCA.
2. The Applicant wishes to make an arrangement under the OBCA involving itself and 1776690 Ontario Inc. cob Country Way Health Food Store ("Country Way").
3. Country Way is incorporated under the OBCA.

4. Country way is insolvent and has filed, or will be file, a proposal (the "Proposal") pursuant to Part III the Bankruptcy and Insolvency Act that includes the Arrangement.
5. The Applicant is newly-incorporated and has no assets or liabilities, aside from cash that will be contributed to fund the Proposal.
6. Such further and other grounds as counsel may advise and this Honourable Court may accept.

THE FOLLOWING DOCUMENTARY EVIDENCE WILL BE USED AT THE HEARING OF THE APPLICATION:

1. Application Record dated June 2, 2021;
2. Responding Record of the Applications dated June 4, 2021;
3. Trustee's Report dated January 21, 2022.

DATED: January 25, 2022

WISHART LAW FIRM LLP
Barristers and Solicitors
390 Bay Street, Suite 500
Sault Ste. Marie ON P6A 1X2

STEVEN G. SHOEMAKER
LSUC# 59209J

Tel: (705) 949-6700
Fax: (705) 949-2465
Email: sshoemaker@wishartlaw.com

LAWYERS FOR THE RESPONDENT

IN THE MATTER OF SECTION 182 OF THE *BUSINESS CORPORATIONS ACT*,
AND IN THE MATTER OF A PROPOSED ARRANGEMENT OF 2655396 ONTARIO INC. AND
INVOLVING 1776690 ONTARIO INC. COB COUNTRY WAY HEALTH FOOD STORE

vs

2655396 ONTARIO INC

Respondent

Applicant

ONTARIO
SUPERIOR COURT OF JUSTICE
Commercial List
(proceeding commenced in Toronto)

MOTION RECORD

WISHART LAW FIRM LLP
Barristers and Solicitors
390 Bay Street, 5th Floor
SAULT STE MARIE ON P6A 1X2

Telephone: (705) 949-6700
Fax: (705) 949-2465
Email: sshoemaker@wishartlaw.com

STEVEN G. SHOEMAKER
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