

September 27, 2021

VIA COURIER

The Honourable Justice John Bodurtha
Supreme Court of Nova Scotia
The Law Courts
1815 Upper Water Street
Halifax NS B3J 1S7

My Lord:

**Re: Atlantic Crane & Material Handling Limited ("Atlantic Crane"), Labrador
Cranes 2005 Limited ("Labrador Cranes"), and LCB Rentals Limited ("LCB")
(collectively the "Atlantic Crane Group")
Estate No. 51-2743163 / Court No. 44783
Motion to be heard on September 29, 2021 @ 3:00 p.m.**

We represent TD Bank, the secured working capital lender to the debtor companies.

I have been provided with the filings of the Companies seeking a sale approval order and an extension of time to file a Proposal.

The process followed by the Companies in the marketing of their respective assets, in pursuit of a single bid, was in compliance with the Sales Process Order. The three companies operated in tandem and selling their respective assets in this manner made practical sense. That marketing process resulted in a fair market value offer, with a net bid higher than the stalking horse bid.

It will be necessary for this aggregate bid to be allocated between the assets of the three companies, along with a similar allocation of the professional fees incurred in the process (which should not be borne solely by TD Bank as operating lender). That process will not be before you at the hearing on Wednesday.

TD Bank supports the issuance of the Sale Approval and Vesting Order, with the proceeds held by the Proposal Trustee.

TD Bank supports the issuance of an Extension Order but submits that it should not take until November 15, 2021 for these Companies to determine whether they can file Proposals.

All of which is respectfully submitted.

BURCHELLS LLP

A handwritten signature in black ink, appearing to read 'D. Bruce Clarke', with some scribbles and a horizontal line at the end.

D. Bruce Clarke, Q.C.

DBC/grm

- c. Tim Hill, Q.C. – via email thill@boyneclarke.ca
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