

Superior Court of Justice
Commercial List

FILE/DIRECTION/ORDER

FT ENE CANADA Inc.

Plaintiff(s)

AND

FINETEX ENE, INC.

Defendant(s)

Case Management Yes No by Judge: _____

Counsel	Telephone No:	Facsimile No:

- Order Direction for Registrar (No formal order need be taken out)
- Above action transferred to the Commercial List at Toronto (No formal order need be taken out)
- Adjourned to: _____
- Time Table approved (as follows):

The parent co. motion to remove Mr. JC Park and replace him with another director chosen by the parent was argued today, at the same time as the ~~same~~ Applicant's motion to extend the stay period. The existing stay expires today. As I am taking the Parent Co.

June 24, 2019
Date

[Signature]
Judge's Signature

Additional Pages _____

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Judges Endorsment Continued

motion under reserve, it is
necessary to extend the stay.
The Parent co. however oppose
the extension of the stay if
Mr. J.C. Park ~~is~~ ^{will} remain ~~to~~ ^{part}
The Applicant's ~~is~~ director.

The ~~is~~ ^{will} Applicant's request
is to extend the stay until
August 7, 2019.

In the circumstances, the
Applicant's extension motion is
also taken under reserve.
I order an extension of the
stay until July 8, 2019.

In my decision, ~~with~~
which will be released before
that date, I will address whether
a further extension will be granted.

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Judges Endorsment Continued

Points 3 and 4 of the order drafted today approving the Proposer Trustee's Fourth Report and the fees of the PT and its legal counsel, are not opposed.

In my view, they are appropriate in the circumstances.

Points 3 and 4 of the draft order attached are therefore approved and ~~is~~ ordered.

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

IN BANKRUPTCY AND INSOLVENCY

THE HONOURABLE) MONDAY, THE 24TH
MR. JUSTICE PENNY) DAY OF JUNE, 2019
)

**IN THE MATTER OF THE PROPOSAL OF FT ENE CANADA INC.,
OF THE CITY OF BRANTFORD, IN THE PROVINCE OF ONTARIO**

ORDER

THIS MOTION made by FT EnE Canada Inc. (“**Debtor**”) for an Order, among other things, extending the stay of proceedings in this matter to and including August 7, 2019, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Motion Record of the Debtor, the Fourth Report to the Court (“**Fourth Report**”) submitted by MNP Ltd., in its capacity as trustee in the proposal of the Debtor (“**Trustee**”), and on hearing the submissions of counsel for the Debtor, counsel for the Trustee, counsel for the Royal Bank of Canada, and all other counsel listed on the counsel slip, no one appearing for any other person on the service list, although duly served as appears in the affidavit of service of Ariyana Botejue, sworn June 19, 2019, filed.

SERVICE

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.

EXTENSION OF STAY PERIOD

2. **THIS COURT ORDERS** that the stay of proceedings herein be and is hereby extended to and including August 7, 2019.

APPROVAL OF TRUSTEE REPORT AND ACTIVITIES

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

4. **THIS COURT ORDERS** that the fees and disbursements of the Trustee and its legal counsel as set out in the Fourth Report, the Affidavit of Matthew Lem, sworn June 21, 2019, and the Affidavit of Giovanni Russo, sworn June 18, 2019, are hereby authorized and approved.

GENERAL

5. **THIS COURT HEREBY 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 Debtor, the Trustee and their respective agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Debtor and the

Trustee as may be necessary or desirable to give effect to this Order, or to assist the Debtor and the Proposal Trustee and their respective agents in carrying out the terms of this Order.

IN THE BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF THE PROPOSAL OF FT ENE CANADA INC., OF THE CITY OF BRANTFORD, IN THE PROVINCE OF ONTARIO

MNP Ltd. In its capacity as Licensed Insolvency Trustee of FT ENE Canada Inc.

Commercial List Court File No. 32-2480036

**ONTARIO
SUPERIOR COURT OF JUSTICE**

COMMERCIAL LIST

Proceeding commenced at Toronto

ORDER

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