

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

**IN BANKRUPTCY AND INSOLVENCY**

THE HONOURABLE )  
The Honourable )  
Mr. Justice )  
Penny )

FRIDAY, THE 3<sup>rd</sup>  
DAY OF MAY, 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 June 24, 2019, was heard this day at 330 University Avenue, Toronto, Ontario.

**ON READING** the Motion Record of the Debtor, the Second Report to the Court (“**Second 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 May 1, 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 June 24, 2019.

## **APPROVAL OF TRUSTEE REPORT AND ACTIVITIES**

3. **THIS COURT ORDERS** that the Second 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 Second Report, the Affidavit of Matthew Lem, sworn May 2, 2019, and the Affidavit of Giovanni Russo, sworn April 30, 2019, are hereby authorized and approved.

## **SEALING ORDER**

5. **THIS COURT ORDERS** that Confidential Appendix “1” and Confidential Appendix “2” described in and attached to the Second Report are hereby sealed until further Order of this Court.

**GENERAL**

6. **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 Proposal 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 Proposal 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.

A handwritten signature in blue ink is positioned above a horizontal line. The signature is stylized and appears to consist of a large, looped initial 'R' followed by a series of connected, wavy lines that end in a small hook and a period.

**IN 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**

(Returnable May 3, 2019)

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