



Court File No. 32-2274873
Estate File No. 32-2274873

ONTARIO
SUPERIOR COURT OF JUSTICE
(IN BANKRUPTCY AND INSOLVENCY)

THE HONOURABLE) WEDNESDAY, THE 4th DAY
)
JUSTICE CONWAY) OF OCTOBER, 2017

**IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A
PROPOSAL OF HEAVEN FRESH CANADA INC.**

ORDER

(Stay Extension
returnable October 4, 2017)

THIS MOTION, made by the Applicant, Heaven Fresh Canada Inc. (“**Heaven Fresh**”), pursuant to the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (the “**BIA**”) for an extension of the stay period in respect of the Notice of Intention to Make a Proposal herein, from October 4, 2017 to October 25, 2017, and other corollary relief, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Notion of Motion, the Affidavit of Mohammad Kamal Anwar, affirmed October 3, 2017 (“**Anwar Affidavit**”), and the Second Report of MNP Ltd., in its capacity as proposal trustee (“**Proposal Trustee**”) of Heaven Fresh (“**Second Report**”), and on

hearing submissions of counsel for Heaven Fresh, and submissions of the Proposal Trustee, no one appearing for any other person on the Service List, although duly served as appears from the Affidavit of Service of Elaine Persaud, sworn October 3, 2017, filed,

SERVICE

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

EXTENSION OF PROPOSAL PERIOD

2. **THIS COURT FURTHER ORDERS** that, pursuant to subsection 50.4(9) of the *BIA*, the time for filing a proposal with the Official Receiver in the proceedings of Heaven Fresh, and the stay of proceedings, are hereby extended to and including October 25, 2017.

APPROVAL OF ACTIVITIES OF PROPOSAL TRUSTEE

3. **THIS COURT FURTHER ORDERS** that the activities of the Proposal Trustee, as described in the First and Second Reports to this Court, are hereby approved.

GENERAL

4. **THIS COURT ORDERS** that both Heaven Fresh and the Proposal Trustee shall be at liberty, and are authorized and empowered, to apply to any court, tribunal, regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order, and that the Proposal Trustee is authorized and empowered

to act as a representative in respect of the within proceedings for the purpose of having these proceedings recognized in any jurisdiction outside Canada.

A handwritten signature in cursive script, appearing to read "Conway", is written over a horizontal line.

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

Proceeding Commenced at **Toronto**

ORDER

(Stay Extension,
returnable October 4, 2017)

BLANEY McMURTRY LLP
Barristers and Solicitors
2 Queen Street East, Suite 1500
Toronto, Ontario M5C 3G5

Mervyn D. Abramowitz (LSUC #28325R)
Tel: (416) 597-4887
Fax: (416) 593-3396
Email: mabramowitz@blaney.com

Lawyers for Heaven Fresh Canada Inc.