COURT FILE NO. 2203 19336

COURT COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE **EDMONTON**

PLAINTIFFS MIKE PRIESTNER REAL ESTATE INC. and MPRE GP DEV INC.

DEFENDANTS 2399430 ALBERTA LTD., 2399449 ALBERTA LTD., TURNIP HOMES INC., and

HENOK KASSAYE

DOCUMENT **AMENDED** RESTRICTED COURT ACCESS ORDER

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF

PARTY FILING THIS

DOCUMENT

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File No.: 20230841

DATE ON WHICH ORDER WAS PRONOUNCED: July 26, 2023

LOCATION OF HEARING OR TRIAL: EDMONTON, ALBERTA

NAME OF JUSTICE WHO MADE THIS ORDER: THE HONOURABLE JUSTICE N.J. WHITLING

UPON THE APPLICATION of MNP Ltd. (the "Receiver"), solely in its capacity as Court-Appointed Receiver and Manager of 2399430 Alberta Ltd. and 2399449 Alberta Ltd. (collectively the "Debtors"), for an Order, inter alia, sealing the Confidential Appendices to the Receiver's Second Report to the Court (the "Second Report") submitted by the Receiver dated April 24, 2023 (the "Confidential Appendices"); AND UPON having read the Third Report to the Court of the Receiver; AND UPON having read the Receivership Order granted December 15, 2022, and all application materials, filed; AND UPON hearing from counsel for the Receiver and all other interested parties present; IT IS HEREBY **ORDERED AND DECLARED THAT:**

- 1. The time for service of notice of this application is hereby abridged to that given, and service is deemed good and sufficient.
- 2. The Confidential Appendices to the Second Report shall be sealed on the Court file until February 1. 2024, notwithstanding Division 4 of Part 6 of the Alberta Rules of Court. The Receiver may apply for an extension of this date in the event the sale of the Debtors' assets does not close or for such other commercially sensitive reason that requires the Confidential Appendices to remain sealed.

3. The Confidential Appendices shall be kept sealed and confidential, and shall not form part of the public record, and the Clerk of the Court is hereby directed to file the sealed Confidential Appendices separate and apart from all other contents of the Court file in a sealed envelope attached to a Notice that sets out the title of these proceedings and states that:

THIS ENVELOPE CONTAINS CONFIDENTIAL MATERIALS FILED BY MNP LTD., AND THE CONFIDENTIAL MATERIALS ARE SEALED UNTIL <u>FEBRUARY 1, 2024</u>, OR FURTHER ORDER PURSUANT TO THE SEALING ORDER ISSUED BY THE HONORABLE MR. JUSTICE N.J. WHITLING ON <u>JULY 26</u>, 2023.

- 4. Service of this Order shall be deemed good and sufficient by:
 - (a) Serving the same on:
 - (i) the persons listed on the service list created in these proceedings;
 - (ii) any other person served with notice of the application for this Order;
 - (iii) any other parties attending or represented at the application for this Order;
 - (iv) the Debtor or its solicitors; and
 - (b) Posting a copy of this Order on the Receiver's website at: mnpdebt.ca/en/corporate/corporate-engagements/2399430-alberta-ltd-and-2399449-alberta-ltd

and service on any other person is hereby dispensed with.

5. Service of this Order maybe effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.

Justice of the Court of King's Bench of Alberta