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September 4, 2018

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TO THE SERVICE LIST

Dear Sirs/Mesdames:

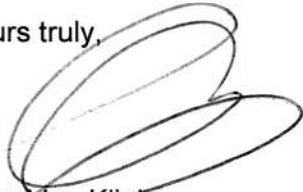
Tony Van Klink
Direct Line: 519.931.3509
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File: 0223176.0003

Re: Bank of Montreal v. ARRC International Inc., et al.
Toronto Court File No. CV-18-595565-00CL

Attached are copies of the endorsement and the issued and entered Order of Hainey J. made August 30, 2018.

Yours truly,



Tony Van Klink
TVK/jf

Enclosures
c. Rob Smith
33807480.1

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04/09/2018

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AND TO: **AGRICULTURE TECHNOLOGY INCORPORATED**
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AND TO: **2265469 ONTARIO INC.**
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AND TO: **2292760 ONTARIO INC.**
329 East County Rd. 34
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AND TO: **2517748 ONTARIO INC.**
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Courtesy Copy

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE)
JUSTICE *HAINES*)

THURSDAY, THE 30TH
DAY OF AUGUST, 2018



BETWEEN:

BANK OF MONTREAL

Applicant

- and -

ARRRC INTERNATIONAL INC., AGRICULTURE TECHNOLOGY INCORPORATED,
2265469 ONTARIO INC., 2292760 ONTARIO INC. and 2517748 ONTARIO INC.

Respondents

APPLICATION UNDER Section 243 of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3,
and Section 101 of the *Courts of Justice Act*, R.S.O. 1990, c. C.43.

ORDER

THIS MOTION, made by MNP Ltd.. in its capacity as the Court-appointed receiver (the "Receiver") of the assets, undertakings and properties of ARRC International Inc., Agriculture Technology Incorporated, 2265469 Ontario Inc., 2292760 Ontario Inc. and 2517748 Ontario Inc. (the "Debtors") for an order,

- (a) if necessary, abridging the time for and validating service of this Notice of Motion and the Second Report of the Receiver to the Court dated August 20, 2018 (the "Second Report") and directing that any further service of this Notice of Motion and the Second Report be dispensed with such that this motion is properly returnable on August 30, 2018;

- (b) approving the Second Report and the conduct and activities of the Receiver reported therein;
- (c) approving the extension to September 11, 2018 of the deadline for the submission of bids under the sale solicitation process;
- (d) requiring 2435895 Ontario Limited ("243 Ontario") and Reno Vespa ("Vespa") to deliver up to the Receiver 20 roll off waste bins ("Bins") owned by the respondent, Agriculture Technology Incorporated, which are in the possession and control of 243 Ontario and Vespa, emptied of waste and, if not emptied of waste, that 243 Ontario and Vespa reimburse the Receiver for all amounts to be paid by the Receiver in disposing of the waste in the said Bins;
- (e) approving the Receiver's Statement of Receipts and Disbursements for the period April 18, 2018 to August 13, 2018;
- (f) approving the professional fees and disbursements of the Receiver and its legal counsel; and
- (g) such further and other relief as counsel may advise and this Honourable Court may deem just.

was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Second Report and on hearing the submissions of counsel for the Receiver, no one appearing for any other person on the service list, although properly served as appears from the affidavit of Julie Franchini sworn August 21, 2018, filed:

1. THIS COURT ORDERS that the time for and method of service of the Motion Record, including the Notice of Motion and the Second Report, are hereby abridged and validated, as necessary, such that this motion is properly returnable today and hereby dispenses with further service thereof;
2. THIS COURT ORDERS that the Second Report and the activities and conduct of the Receiver described in the Second Report are hereby approved.
3. THIS COURT ORDERS that the extension to September 11, 2018 of the deadline for the submission of bids under the sale solicitation process is hereby approved.

4. THIS COURT ORDERS that the Receiver's Statement of Receipts and Disbursements for the period April 18, 2018 to August 13, 2018 is hereby approved.

5. THIS COURT ORDERS that the professional fees and disbursements of the Receiver and its legal counsel as described in the fee affidavits attached as Appendices G and H to the Second Report are hereby approved.

6. THIS COURT ORDERS that the issue of the possession of the Bins and the relief sought against 243 Ontario and Vespa is adjourned to a date to be agreed by counsel and assigned by the Commercial Court office or, failing agreement, to be fixed by the Court at a 9:30 a.m. scheduling hearing. Pending the further return of same, the Bins shall not be disposed of or encumbered by 243 Ontario or Vespa.

A handwritten signature in blue ink, appearing to read "Hainey J.", is written over a horizontal line.

ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO:

AUG 30 2018

PER / PAR:

A handwritten signature in blue ink, appearing to be initials "mh", is written next to the "PER / PAR:" label.

BANK OF MONTREAL

and

ARRRC INTERNATIONAL INC., et al.

Court File No: CV-18-595565-00CL

Applicant

Respondents

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

Proceeding commenced at TORONTO

ORDER

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Lawyers for MNP Ltd., the Court-appointed Receiver of the assets, undertakings and properties of ARRC International Inc., Agriculture Technology Incorporated, 2265469 Ontario Inc., 2292760 Ontario Inc. and 2517748 Ontario Inc.

10:00 A.M

COUNSEL SLIP

1-1

COURT FILE NO CV-18-595565-00CL DATE Aug 30, 2018

NO ON LIST 6

TITLE OF PROCEEDING BANK OF MONTREAL
✓ ARRRC INTERNATIONAL INC. et al.

COUNSEL FOR:

PHONE & FAX NOS

PLAINTIFF(S)

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APPLICANT(S)

PETITIONER(S)

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DEFENDANT(S)

RESPONDENT(S)

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Blueshore Transport
Northshore Transport.

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August 30, 2018

This Motion is not
opposed. I am satisfied
that it should be granted
on the terms of the
attached order.

Hainey J.