COURT FILE NUMBER:

COURT:

JUDICIAL CENTRE:

PLAINTIFF:

DEFENDANTS:

2303 12261

COURT OF KING'S BENCH OF ALBERTA

EDMONTON

KV CAPITAL INC.

JASPER SUMMERLEA SHOPPING CENTER LTD. and JUDY CHEN

DOCUMENT:

RESTRICTED COURT ACCESS ORDER

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT:

PARLEE McLAWS LLP Barristers & Solicitors Patent & Trade-Mark Agents 1700 Enbridge Centre 10175 – 101 Street NW Edmonton, Alberta T5J 0H3 Attention: Steven A. Rohatyn Phone: 780-423-8177 Fax: 780-423-2870 File No: 839-64

DATE ON WHICH ORDER WAS PRONOUNCED: March 22, 2024

LOCATION WHERE ORDER WAS PRONOUNCED: Edmonton, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER: M.E. Burns

UPON THE APPLICATION of MNP Ltd, in its capacity as the Court-appointed receiver and manager (the "**Receiver**") of the undertakings, property and assets of Jasper Summerlea Shopping Center Ltd. (the "**Debtor**") for a Restricted Court Access Order; AND UPON HAVING READ the Receivership Order dated August 17, 2023, the Notice of Application for this Order, the Eighth Report of the Receiver, including the Confidential Addendum thereto (the "**Confidential Addendum**"), the Notice to Media, the Receiver's Written Brief and the Affidavit



of Service; AND UPON HEARING the submissions of counsel for the Receiver and all other interested parties present;

IT IS HEREBY ORDERED AND DECLARED THAT:

- 1. Service of notice of this application and supporting materials is hereby declared to be good and sufficient, no other person is required to have been served with notice of this application and time for service of this application is abridged to that actually given.
- 2. Notwithstanding Division 4 of Part 6 of the *Alberta Rules of Court*, the Confidential Addendum shall be kept sealed and confidential, and shall not form part of the public record, and the Clerk of the Court be and is hereby directed to seal the Confidential Addendum pending:
 - (a) The Receiver's counsel writing the Clerk of the Court confirming that three (3) months have passed since the transaction described in the Eighth Report has closed; or
 - (b) Further Order of this Court.
- 3. The Clerk of the Court is hereby directed to seal the Confidential Addendum in an envelope setting out the style of cause in the within Action and labelled:

THIS ENVELOPE CONTAINS CONFIDENTIAL MATERIALS SEALED ON THE COURT FILE BY ORDER OF THE HONOURABLE JUSTICE M.E. BURNS PRONOUNCED ON MARCH 22, 2024. THE ENVELOPE IS NOT TO BE OPENED BY ANY PERSON OTHER THAN A JUSTICE OF THE COURT OF KING'S BENCH PENDING THE RECEIVER'S COUNSEL WRITING TO THE CLERK OF THE COURT CONFIRMING THAT THREE (3) MONTHS HAVE PASSED SINCE ALL TRANSACTIONS THAT ARE DESCRIBED IN THE ENCLOSED CONFIDENTIAL MATERIALS HAVE CLOSED OR FURTHER ORDER OF THE COURT.

- 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; and
- (b) Posting a copy of this Order on the Receiver's website at:

https://mnpdebt.ca/en/corporate/corporate-engagements/jasper-summerlea-shopping-center-ltd

and service on any other person is hereby dispensed with.

5. Service of this Order may be 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