

COURT FILE NUMBER 2301-03023
COURT COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY
PLAINTIFF (APPLICANT) OTERA CAPITAL INC.
DEFENDANT (RESPONDENT) PLAZA 1000 LTD.
DOCUMENT **RESTRICTED COURT ACCESS ORDER AND APPROVAL OF RECEIVER'S ACTIVITIES AND FEES AND DISBURSEMENTS**



NB

C102180

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT **Burnet, Duckworth & Palmer LLP**
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File No.: 50164-14

DATE ON WHICH ORDER WAS PRONOUNCED:	October 23, 2023
NAME OF JUDGE WHO MADE THIS ORDER:	The Honourable Justice C.J. Feasby
LOCATION OF HEARING:	Calgary Court Centre

UPON THE APPLICATION of MNP Ltd. in its capacity as the Court-appointed receiver (the "**Receiver**") of the assets, undertakings properties of Plaza 1000 Ltd. (the "**Debtor**") for, among other things, the sealing of the Confidential Supplement on the Court file, approval of the Receiver's fees and disbursements, and approval of the Receiver's activities; **AND UPON** hearing read the First Report of the Receiver dated October 16, 2023 (the "**First Report**") and the Confidential Supplement to the First Report (the "**Confidential Supplement**") **AND UPON** hearing counsel for the Receiver and counsel for other parties present; **AND UPON** being satisfied that it is appropriate to do so, **IT IS ORDERED THAT:**

Service

1. Service of notice of this application and supporting materials is hereby declared to be good and sufficient, and 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. Capitalized terms not otherwise defined herein shall have the meaning set forth in the First Report.

Restricted Court Access

3. The Confidential Supplement shall be sealed on the Court file and shall not form part of the public record, notwithstanding Division 4, Part 6 of the *Alberta Rules of Court*.
4. The Confidential Supplement shall be sealed until (i) the Receiver has filed a Receiver's Certificate with the Court in the within Action confirming the closing of the transaction contemplated by the Sale Agreement or (ii) ninety (90) days from the discharge of the Receiver, whichever shall occur first.
5. The Clerk of this Honourable Court shall file the Confidential Supplement in a sealed envelope attached to a notice that sets out the style of cause of these proceedings and states that:

THIS ENVELOPE CONTAINS CONFIDENTIAL MATERIALS FILED BY MNP LTD., IN ITS CAPACITY AS THE COURT-APPOINTED RECEIVER AND MANAGER OF PLAZA 1000 LTD. THE CONFIDENTIAL MATERIALS ARE SEALED PURSUANT TO THE SEALING ORDER ISSUED BY JUSTICE C.J. CEASBY ON OCTOBER 23, 2023

Approval of Accounts & Activities

6. The Receiver's accounts for fees and disbursements, as set out in the First Report are hereby approved without the necessity of a formal passing of its accounts.
7. The accounts of the Receiver's legal counsel, Burnet, Duckworth & Palmer LLP, for its fees and disbursements, as set out in the First Report are hereby approved without the necessity of a formal assessment of its accounts.
8. The Receiver's activities as set out in the First Report, and the Statements of Receipts and Disbursements as set out in the First Report, are hereby ratified and approved.

Service

9. This Order must be served only upon those interested parties attending or represented at the within application and service may be effected by Facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following the transmission or delivery of such documents.
10. Service of this Order on any party not attending this application is hereby dispensed with.



Justice of the Court of King's Bench of Alberta