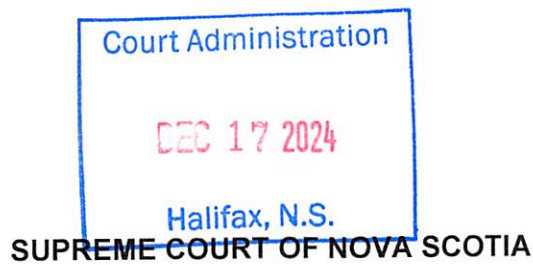


2024



Hfx. No. 538745

IN THE MATTER OF the *Companies Creditors Arrangement Act* R.S.C., 1985 c. C- 36 as Amended (the "**CCAA**")

AND IN THE MATTER OF an application of Blue Lobster Capital Limited ("**Blue Lobster Capital**"), 3284906 Nova Scotia Limited ("**328NSL**"), 3343533 Nova Scotia Limited ("**334NSL**") and 4318682 Nova Scotia Limited ("**431NSL**"), (the "**Applicants**")

NOTICE OF MOTION

TO: The Service List as set out in Schedule "A" hereto

Motion

The Applicants in this proceeding are applying to a judge for an amended and restated Initial Order ("**ARIO**") pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "**CCAA**"), which, *inter alia*:

- (a) abridges the time for service of the motion and the materials filed in support thereof, and dispensing with further service thereof;
- (b) extends the stay of proceedings granted under the Initial Order (the "**Stay Period**") until 08 March 2025.
- (c) maintains the administration charge ("**Administration Charge**") granted under the Initial Order in an amount up to \$175,000.00;
- (d) confirms the appointment of KSV Restructuring Inc. ("**KSV**" or the "**Monitor**") as Monitor in these proceedings (the "**CCAA Proceedings**"); and
- (e) confirms that the Monitor and Applicants are empowered and authorized, subject to Court approval, to pursue a refinance or sale process and perform a transaction whereby the Applicants' obligations to the Royal Bank of Canada ("**RBC**") would be repaid in full (the "**Refinancing Process**").

Time and place

The motion is to be heard by a judge on 20 December 2024, at The Law Courts, 1815 Upper Water Street, Halifax, Nova Scotia. The moving party has set the motion for one and a half hours in chambers beginning at 2:00 PM. The moving party says that the motion will not require more time.

References

The moving party relies on the following legislation:

- (a) The provisions of the CCAA generally, including s. 11 thereof; and
- (a) such further and other grounds as counsel may advise and this Honourable Court may permit.

Evidence

The evidence in support of the motion is as follows:

- (b) Initial Affidavit of Kevin Alexander Rice dated 27 November 2024;
- (c) Supplemental Affidavit of Kevin Alexander Rice dated 17 December 2024;
- (d) Pre-Filing Report of the Monitor dated 27 November 2024;
- (e) Supplemental Pre-Filing Report of the Monitor dated 11 December 2024; and
- (f) Such further and other evidence as counsel may advise and this Honourable Court may permit.

Possible order against you

You may file an affidavit and a brief, attend the hearing of the motion, and state your position on whether the proposed order should be made. If you do not attend, the judge may grant an order without further notice to you.

Signature

Signed 17 December 2024



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Local Counsel to the Applicants

Schedule "A"

Service List

Name	Contact
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<p>KSV Restructuring Inc. 220 Bay Street, Suite 1300 Toronto, ON M5J 2W3</p> <p>Monitor</p>	<p>Bobby Kofman Email: bkofman@ksvadvisory.com</p> <p>Mitch Vininsky Email: mvininsky@ksvadvisory.com</p> <p>Sharon Kour, Lawyer for the Monitor Reconstruct LLP 120 Adelaide Street West, Suite 2500 Toronto, ON M5H 1T1 Email: skour@reconllp.com</p>
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Canada Revenue Agency Insolvency Intake Centre Shawinigan – Sud National Verification and Collections Centre 4695 Shawinigan-Sud Boulevard Shawinigan, QC G9P 5H9	Deanna Frappier, KC Email: deanna.frappier@justice.gc.ca Caitlin Ward Email: caitlin.ward@justice.gc.ca
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