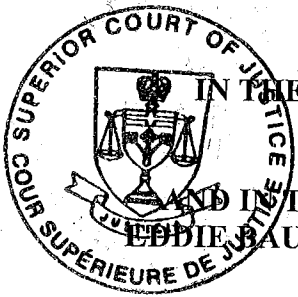


**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE MR.

JUSTICE MORAWETZ

) THURSDAY, THE 29th
)
) DAY OF APRIL, 2010



**IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
R.S.C. 1985, c. C-36, AS AMENDED**

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
EDDIE BAUER OF CANADA, INC. AND EDDIE BAUER CUSTOMER SERVICES INC.**

ORDER

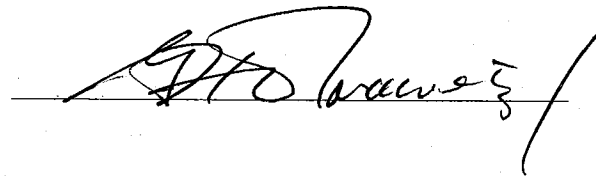
THIS MOTION, made by Tenere of Canada, Inc. (formerly Eddie Bauer of Canada, Inc.) ("**Tenere**") and Yuma Customer Services Inc. (formerly Eddie Bauer Customer Services Inc.) (collectively, the "**Applicants**") for the relief set out in the Applicants' notice of motion dated April 20, 2010 (the "**Notice of Motion**"), was heard this day at 330 University Avenue, Toronto, Ontario.


ON READING the Affidavit of Kelly Green sworn April 20, 2010, and the exhibits thereto (the "**Green Affidavit**") and the Eighth Report of RSM Richter Inc. dated April 20, 2010 (the "**Eighth Report**"), in its capacity as monitor (the "**Monitor**") of the Applicants, and on hearing submissions of counsel for the Applicants, the Monitor, Wilmington Trust Company and Her Majesty the Queen in Right of Canada, as represented by the Minister of National Revenue,

no one appearing for any other person on the service list, although duly served as appears from the Affidavit of Service of Christopher G. Armstrong sworn April 21, 2010, filed, and the Affidavit of Service of Deborah S. Murphy sworn April 21, 2010, filed.

1. **THIS COURT ORDERS** that the time for the service of the Applicants' motion record and the Eighth Report is hereby abridged so that this Motion is properly returnable today and hereby dispenses with further service thereof.
2. **THIS COURT ORDERS** that the Stay Period referred to in the Initial Order of the Honourable Mr. Justice Morawetz dated June 17, 2009, as amended and restated (the "**Initial Order**"), is extended until September 30, 2010, or such later date as this Court may order.
3. **THIS COURT ORDERS** that the conduct and activities of the Monitor as set out and described in the Eighth Report be and are hereby approved.
4. **THIS COURT ORDERS** that the motion for the relief requested in subparagraphs 1(b), 1(c) and 1(d) of the Notice of Motion be and is hereby adjourned to May 12, 2010.

5837473



ENTERED AT / INSCRIT A TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:
APR 29 2010
PER / PAR: 

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
EDDIE BAUER OF CANADA, INC. AND EDDIE BAUER CUSTOMER SERVICES INC.

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

Proceeding commenced at Toronto

ORDER

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Lawyers for the Applicants

29 April 2010

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c. C.36,
AS AMENDED

Court File No: CV-09-8240-CL

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF EDDIE BAUER
OF CANADA, INC. AND EDDIE BAUER CUSTOMER SERVICES INC.

L.J. Latham.

C. Armstrong for Applicant.

April 29, 2010.

M.P. Gattelus for Trustee.

C. Lee for CCAA.

E. Finlayson for Voluntary Trust.

Business activity to allocate if proceeds, contributions
of proceeds, withstanding change of administrative change
are assigned to Wednesday May 12, 2010 so as to
provide the parties, and in particular CCAA, with
the opportunity to consider their respective
positions. I ~~would~~ have no doubt that the
parties that day. It is noted that the respective parties
are in the process of proceeding, fully expect that the
parties will be addressed
May 12, 2010.

LS03242

ONTARIO

SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

Proceeding commenced at Toronto

MOTION RECORD
(returnable April 29, 2010)

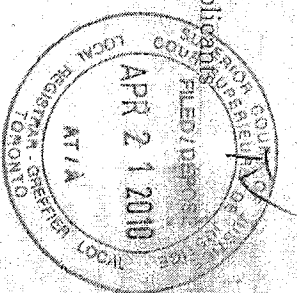
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Lawyers for the Applicants



with respect to the balance of the relief
concerned to the Trustee who advised that
no adverse comment has been received
to the 8th report. In my view it is
appropriate to approve the indent and
advantages of the Trustee as set out
in the 8th Report.

The Applicants also request an extension of
the Stay Period to Sept 30, 2010. The 8th
Report sets out the outstanding matters that
that remain to be addressed. I am satisfied
that the Board satisfactorily address the

Applicants have been and are working
in good faith & with due diligence
such that the request to extend the
Stay Period to Sept 30, 2010 is appropriate
and this relief is granted.

Initially the Court has no objection to
the Trustee providing CRA with a
copy of the liquidation analysis which
is subject to a sealing order. It is
noted that counsel to the applicants
does not object to the analysis being
provided to CRA.

An order shall issue in the
form submitted, as amended.

[Signature]