Court File No.: 09-8240-CL

#### ONTARIO SUPERIOR COURT OF JUSTICE COMMERCIAL LIST

THE HONOURABLE

JUSTICE CONWAY

) WEDNESDAY, THE 29<sup>TH</sup>
)
DAY OF MARCH, 2016

NATIE 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.) 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 returnable March 29, 2016, was heard this day at 330 University Avenue, Toronto, Ontario.

**ON READING** the Nineteenth Report of KSV Kofman Inc. dated March 21, 2016 (the "Nineteenth Report") in its capacity as monitor (the "Monitor") of the Applicants, and on hearing submissions of counsel for the Applicants and the Monitor, no one appearing for any other person on the service list although duly served as appears from the Affidavit of Service of Nikki Wilson sworn March 21, 2016, filed.

- 1. **THIS COURT ORDERS** that the time for the service of the Applicants' Motion Record and the Nineteenth 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 R.S.J. Morawetz dated June 17, 2009, as amended and restated, is extended until November 30, 2016, 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 Eighteenth Report be and are hereby approved.

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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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