



Queen's Marquee, 600-1741 Lower Water Street, P.O. Box 997
Halifax, NS B3J 2X2 Canada tel: 902.420.3200 fax: 902.420.1417 stewartmckelvey.com

File Reference: SM001411-337

January 13, 2013

Sara L. Scott
Direct Dial: 902.420.336363
Direct Fax: 902.420.1417420.1417
sscott@stewartmckelvey.com

Hand Delivered

Prothonotary
Supreme Court of Nova Scotia
The Law Courts
1815 Upper Water Street
Halifax, NS B3J 1S7

Dear Prothonotary:

Re: In the Matter of the Receivership of 11016946 Canada Inc. – Hfx No. 501252

We are counsel for the Applicant, the Business Development Bank of Canada ("BDC"), in the above noted matter. Mark Charles is counsel for the Respondent, 11016946 Canada Inc.

BDC is filing a motion seeking

To this end, please find enclosed the following documents for filing with the Court:

1. Notice of Motion;
2. Written submissions;
3. Affidavit of Linda Savoie sworn January 4, 2023;
4. 2nd Supplemental Affidavit of Matthew J. Golding sworn January 11, 2023;
5. Supplemental Solicitor's Affidavit of Sara L. Scott sworn January 12, 2023;
6. Pre-Filing Report of the Receiver dated January 13, 2022;
7. Draft Receivership Order;
8. Blackline Receivership Order;
9. Draft Sale Approval Order; and
10. Cheque in the amount of \$66.00 for filing fees.

SCHEDULING – BANKRUPTCY AND INSOLVENCY

This motion is being filed pursuant to the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3. The relief sought in the draft form of Order is similar in form and content to other Orders issued by this Honourable Court.

4147-4604-7812

We are requesting that this matter be scheduled with Justice Jamieson, who has presided over the previous hearings in this matter.

We anticipate that the matter will need to be heard in a half day or less in General Chambers and that the preparation time required will be approximately 1-2 hours. Justice Jamieson is familiar with the history of the matter and previous filings. It is likely that the matter will be contested. No cross-examination is expected.

We look forward to receipt of the issued documents with confirmation from the Court of the hearing date. We would be happy to address any questions the Court may have.

Yours very truly,



Sara L. Scott

SLS/lms

c. Client
Mark Charles
Ian Cousins