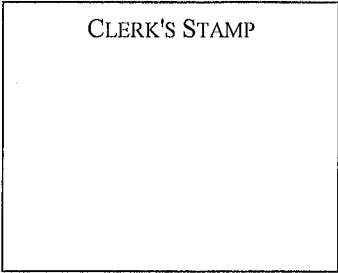


FORM 49
[RULES 13.19, 11.21]



COURT FILE NUMBER

1201-05843

COURT

COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE

CALGARY

IN THE MATTER OF THE COMPANIES' CREDITORS
ARRANGEMENT ACT, RSC 1985, c-36, AS AMENDED
AND IN THE MATTER OF UBG BUILDERS INC.,
ALBERTA BUILDERS CAPITAL INC., ALPINE HOMES
(2006) INC., AMERICAN BUILDERS CAPITAL (US) INC.,
EDGEWATER AT GRIESBACH INC., ELITE HOMES
(2006) LTD., EVOLUTION BY GREENBORO INC.,
GREENBORO COMMUNITIES (2006) INC., GREENBORO
ESTATE HOMES (2006) LTD., GREENBORO HOMES
(2006) LTD., GREENBORO LUXURY HOMES INC., HIGH
POINTE INC., MOUNTAINEERS VILLAGE (2006) INC.,
MOUNTAINEERS VILLAGE II INC., ORIGINS AT
CRANSTON INC., SOUTH TERWILLEGAR VILLAGE
INC., THE BRIDGES MANAGEMENT INC., THE LEDGES
INC., TIMBERLINE LODGES (2006) INC., TODAY'S
COMMUNITIES (2006) INC., TODAY'S HOMES (2006)
INC., TUSCANY DEVELOPMENTS (2006) INC., UBG
ALBERTA BUILDERS (2006) INC., UBG ALPINE HOMES
(2006) LTD., UBG BRIDGES INC., UBG BUILDERS (USA)
INC., UBG COMMERCIAL INC., UBG LAND INC., UBG
LOT DEPOSIT CORP., UBG 4500 CALGARY INC., UBG
75 CANMORE INC., UBG 808 CALGARY INC., UNITY
INVESTMENTS (2012) INC., VALMONT AT ASPEN
STONE INC., VALOUR PARK AT CURRIE INC.,
VILLAGE AT THE HAMPTONS INC., VILLAGE ON THE
PARK INC., WILDERNESS HOMES BY RIVERDALE
INC., WILDERNESS RIDGE AT STEWART CREEK INC.
(COLLECTIVELY, THE "UBG GROUP OF COMPANIES")

DOCUMENT:

APPLICATION

ADDRESS FOR SERVICE
AND CONTACT
INFORMATION OF
PARTY FILING THIS
DOCUMENT:

BENNETT JONES LLP
Barristers and Solicitors
4500 Bankers Hall East
855-2nd Street SW
Calgary, Alberta T2P 4K7

Attention: Chris Simard
Telephone No.: 403-298-4485
Fax No.: 403-265-7219
Client File No.: 57529-10

NOTICE TO RESPONDENTS:

This application is made against you. You are a respondent.
You have the right to state your side of this matter before the master/judge.

To do so, you must be in Court when the application is heard as shown below:

Date:	Tuesday, April 1, 2014
Time:	4:00 p.m. on the Commercial List
Where:	Calgary Courts Centre, 601 – 5 th Street SW, Calgary, AB
Before Whom:	The Honourable Madam Justice K.M. Eidsvik, presiding Commercial Court Justice

Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought:

1. An Order directing Jason P. Schlotter Professional Corporation to deliver to counsel for the Monitor, Attention: Chris Simard, his or its entire solicitor's file regarding Action No. 1103-12102 in the Court of Queen's Bench of Alberta, Judicial District of Calgary (the "Action") on or before the close of business on Monday, March 31, 2014.
2. An Order lifting the stay of proceedings (the "Stay") originally put in place by the CCAA Initial Order granted herein on May 9, 2012, and subsequently extended by way of further Orders granted by this Honourable Court, for the limited purpose of allowing the Alberta New Home Warranty Program (the "Program") to remedy certain deficiencies in those properties constructed by the CCAA Applicants that are listed in Schedule "A" to

the draft form of Order attached as Schedule "A" hereto (the "Deficiencies" and the "Properties").

3. Such further and other relief as counsel may advise and this Honourable Court deems just.

Grounds for making this application:

Jason P. Schlotter Professional Corporation

4. On or about July 31, 2012, Samir Haymour ("Haymour") submitted a Proof of Claim in these proceedings as against Greenboro Homes Limited Partnership and Greenboro Homes (2006) Ltd.
5. On August 19, 2013, the Monitor issued its Notice of Revision or Disallowance with respect to Haymour's claim.
6. Haymour's claim must be resolved pursuant to the Claims Procedure in place in these proceedings, as between the Monitor, the UBG Group of Companies and Haymour.
7. Prior to the commencement of these proceedings, Haymour commenced Action No. 1103-12102 in the Court of Queen's Bench of Alberta (the "Action"). In the Action, Haymour advanced the same claim that is the subject of his Proof of Claim in these proceedings.
8. To facilitate the resolution of Mr. Haymour's disputed claim, the Monitor has requested on numerous occasions that Jason P. Schlotter Professional Corporation, who was counsel for Greenboro Homes Limited Partnership and Greenboro Homes (2006) Ltd., the Defendants in the Action, deliver his complete file to the Monitor's counsel. Jason P. Schlotter Professional Corporation has neglected to comply with this request.

The Program

9. The Program is contractually obligated to, and wishes to, remedy the Deficiencies. The Applicants wish to allow the Program to remedy the Deficiencies. The remediation of

the Deficiencies will benefit the homeowners of the Properties, who are former customers of the Applicants.

10. It is just and equitable to lift the Stay with respect to the Properties, for the limited purpose of permitting the Program to remedy the Deficiencies that will not be remedied by the CCAA Applicants.
11. Such further and other grounds as counsel may advise.

Material or evidence to be relied on:

12. The Affidavit of Donna Kathler sworn March 26, 2014, filed;
13. The pleadings and proceedings filed in this action including, but not limited to paragraph 24(f) of the Initial Order granted by the Honourable Madam Justice K. M. Horner on May 9, 2012; and
14. Such further and other materials as counsel may advise and this Honourable Court permits.

Applicable rules:

15. None.

Applicable Acts and regulations:

16. *Companies Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended.

Any irregularity complained of or objection relied on:

17. Not applicable.

How the application is proposed to be heard or considered:

18. The Applicants propose that the application be heard in Commercial Chambers by the presiding Justice.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes.

If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to rely on an affidavit or other evidence when the application is heard or considered, you must reply by giving reasonable notice of the material to the applicant.

SCHEDULE "A"

CLERK'S STAMP

FORM 49
[RULES 13.19, 11.21]

COURT FILE NUMBER 1201-05843

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

IN THE MATTER OF THE COMPANIES' CREDITORS
ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED
AND IN THE MATTER OF UBG BUILDERS INC., ALBERTA
BUILDERS CAPITAL INC., ALPINE HOMES (2006) INC.,
AMERICAN BUILDERS CAPITAL (US) INC., EDGEWATER
AT GRIESBACH INC., ELITE HOMES (2006) LTD.,
EVOLUTION BY GREENBORO INC., GREENBORO
COMMUNITIES (2006) INC., GREENBORO ESTATE HOMES
(2006) LTD., GREENBORO HOMES (2006) LTD., GREENBORO
LUXURY HOMES INC., HIGH POINTE INC., MOUNTAINEERS
VILLAGE (2006) INC., MOUNTAINEERS VILLAGE II INC.,
ORIGINS AT CRANSTON INC., SOUTH TERWILLEGAR
VILLAGE INC., THE BRIDGES MANAGEMENT INC., THE
LEDGES INC., TIMBERLINE LODGES (2006) INC., TODAY'S
COMMUNITIES (2006) INC., TODAY'S HOMES (2006) INC.,
TUSCANY DEVELOPMENTS (2006) INC., UBG ALBERTA
BUILDERS (2006) INC., UBG ALPINE HOMES (2006) LTD.,
UBG BRIDGES INC., UBG BUILDERS (USA) INC., UBG
COMMERCIAL INC., UBG LAND INC., UBG LOT DEPOSIT
CORP., UBG 4500 CALGARY INC., UBG 75 CANMORE INC.,
UBG 808 CALGARY INC., UNITY INVESTMENTS (2012) INC.,
VALMONT AT ASPEN STONE INC., VALOUR PARK AT
CURRIE INC., VILLAGE AT THE HAMPTONS INC., VILLAGE
ON THE PARK INC., WILDERNESS HOMES BY RIVERDALE
INC., WILDERNESS RIDGE AT STEWART CREEK INC.
(COLLECTIVELY, THE "UBG GROUP OF COMPANIES")

DOCUMENT:

ORDER

ADDRESS FOR SERVICE AND
CONTACT INFORMATION OF
PARTY FILING THIS
DOCUMENT:

BENNETT JONES LLP
Barristers and Solicitors
4500 Bankers Hall East
855-2nd Street SW
Calgary, Alberta T2P 4K7
Attention: Chris D. Simard
Telephone No.: 403-298-4485
Fax No.: 403-265-7219
Client File No.: 57529-10

DATE ON WHICH ORDER WAS PRONOUNCED: TUESDAY, APRIL 1, 2014

LOCATION OF HEARING OR TRIAL: CALGARY

NAME OF MASTER/JUDGE WHO MADE THIS ORDER: MADAM JUSTICE K.M. EIDSVIK

UPON the application of Ernst & Young Inc., in its capacity as the Court-appointed Monitor of the UBG Group of Companies (the "Monitor"); AND UPON reviewing the Affidavit of Donna Kathler, sworn March 26, 2014, filed; AND UPON noting the consent hereto of counsel for Alberta New Home Warranty Program (the "Program") and the UBG Group of Companies; IT IS HEREBY ORDERED AND DECLARED THAT:

1. The stay of proceedings (the "Stay") originally put in place by the CCAA Initial Order granted herein on May 9, 2012, and subsequently extended by way of further Orders granted by this Honourable Court, is hereby lifted for the limited purpose of allowing the Program to remedy deficiencies in the properties constructed by the CCAA Applicants that are listed in Schedule "A" hereto.
2. There shall be no costs of this application.

J.C.Q.B.A.

CONSENTED TO BY:

CONSENTED TO BY:

BURNET DUCKWORTH & PALMER LLP

DENTONS CANADA LLP

Per: _____
Carole Hunter
Counsel for Alberta New Home Warranty Program

Per: _____
David Mann
Counsel for the UBG Group of Companies

SCHEDULE "A"

CCAA Applicant	Municipal Address of Subject Property
Today's Homes (2006) Inc.	4 Muirfield Close, Lyalta, AB 166 Sage Valley Road N.W., Calgary, AB 162 Sage Valley Road N.W., Calgary, AB 47 Nolan Hill Gate, N.W., Calgary, AB
UBG Alpine Homes (2006) Inc.	7104 – 101 Stewart Creek Landing, Canmore, AB
Wilderness Homes by Riverdale Inc.	102 – 2100d Stewart Creek Drive, Canmore, AB
Village on the Park Inc.	415 – 396 Silver Berry Road, Edmonton, AB 315 – 396 Silver Berry Road, Edmonton, AB
Evolution by Greenboro Inc.	112 – 351 Monteith Drive S.E., High River, AB 42 – 351 Monteith Drive S.E., High River, AB 108 – 351 Monteith Drive S.E., High River, AB