

CANADA

PROVINCE OF QUEBEC  
DISTRICT OF MONTRÉAL

File: No: 500-11-057679-199

SUPERIOR COURT  
Commercial Division

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Montreal, May 1, 2020

Present: The Honourable Marie-Anne Paquette,  
J.S.C.

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

**INVESTISSEMENT QUÉBEC**

**Co-Applicant / Secured Creditor**

- and -

**FIERA PRIVATE DEBT INC.**

**Co-Applicant / Secured Creditor**

- and -

**FORTRESS GLOBAL ENTERPRISES INC.**

- and -

**FORTRESS SPECIALTY CELLULOSE INC.**

- and -

**FORTRESS BIOENERGY LTD.**

- and -

**FORTRESS XYLITOL INC.**

- and -

**9217-6536 QUÉBEC INC.**

**Debtors**

- and -

**DELOITTE RESTRUCTURING INC.**

**Monitor**

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**RECTIFIED ORDER**

**ON READING** the Applicants' *Application for the Issuance of an Order Extending the Stay Period* pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, C-36 (as amended the "**CCAA**") and the affidavit of Mr. Ludovic Coderre filed in support thereof (the "**Application**"), relying upon the submissions of counsel and being advised that the parties listed on the service list prepared by the Applicants were given prior notice of the presentation of the Application;

**GIVEN** the order rendered by this Court in the present matter on December 16, 2019, which was amended on December 26, 2019, and then amended and restated on January 10, 2020 (the "**Initial Order**");

**GIVEN** the order rendered by this Court in the present matter on March 23, 2019;

**GIVEN** the state of emergency declared on March 13, 2020 and extended to May 6, 2020;

**GIVEN** that the Attorney General of Québec does not contest the fact that the stay of proceedings ordered as part of the Initial Order (the "**Stay**") applies to the proceedings filed by the *Ministère du développement durable, de l'Environnement et de la lutte contre les changements climatiques* before the Tribunal administratif du Québec;

**GIVEN** that the Directeur des poursuites criminelles et pénales (the "**DPCP**") pleads that the Stay does not apply to the proceedings commenced before the Court of Quebec, criminal and penal division, district of Gatineau, in connection with the statement of offenses listed in paragraph 3 of this Order (the "**DPCP Proceedings**");

**GIVEN** that the DPCP has advised the Court that it consents, given the aforementioned state of emergency, to extend the suspension of the DPCP Proceedings until August 8th 2020, but reserves the right, nonetheless, to argue and plead that the criteria set out in article 11.1 (3) of CCAA are not met;

**GIVEN** the absence of objection to the extension sought;

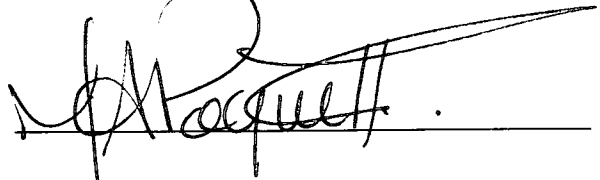
**GIVEN** the provisions of the CCAA;

**WHEREFORE, THE COURT:**

1. **GRANTS** the Application.
2. **ORDERS** that the Stay Period (as defined in the Initial Order) shall be extended to and including **August 11, 2020**.
3. **ORDERS** that the suspension of the proceedings commenced before the Court of Québec, criminal and penal division, district of Gatineau, in connection with the statements of offense bearing number 100400-1116574361, 1004400-1116574353, 100400-1116574346, 100400-1116574338 and 100400-1116574312 which was ordered by this Court on March 23, 2020, shall be extended until **August 11, 2020**;
4. **APPROVES** the activities of the Monitor, up to the date of this Order, in connection with the restructuring of the Debtors, including but not limited to the activities described in the Fourth Report of the Monitor and **DECLARES** that the Monitor has fulfilled its obligations pursuant to the CCAA and the orders rendered thus far by this Court in the context of these proceedings.
5. **ORDERS** the provisional execution of this Order notwithstanding any appeal and without the requirement to provide any security or provision for costs whatsoever.

**WITHOUT COSTS.**

Montreal, May 1, 2020

A handwritten signature in black ink, appearing to read 'M. Paquette', written over a horizontal line. The signature is stylized and includes a large loop at the top.

The Honourable Marie-Anne Paquette, j.s.c.