

SUPERIOR COURT

"Commercial Division"

CANADA
PROVINCE OF QUEBEC
DISTRICT OF ABITIBI

No: 615-11-001402-140

DATE: October 8, 2014

IN THE PRESENCE OF: Me VASIL PETRISHKI, REGISTRAR

IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF:

MINES AURBEC INC.
Debtor

and

SAMSON BÉLAIR / DELOITTE & TOUCHE INC.
Trustee

JUDGMENT

[1] The Court is seized of a motion to extend the period for making a proposal dated October 6, 2014 (the "Motion");

[2] **CONSIDERING** the Petitioner's motion and the affidavit of Mr. George Fowlie filed in support thereof;

[3] **CONSIDERING** the exhibits filed in court;

[4] **CONSIDERING** that the cash-flow statements were filed within 10 days after filing the notice of intention in accordance with subsection 50.4 (2) of the *Bankruptcy and Insolvency Act*;

[5] **GIVEN** the provisions of the *Bankruptcy and Insolvency Act*;

[6] **CONSIDERING** that the Petitioner has met its burden of proof to establish on the balance of probabilities that an extension is justified and that:

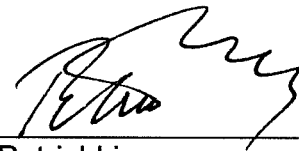
a) the Debtor has acted, and is acting, in good faith and with due diligence; b) the Debtor would likely be able to make a viable proposal, if the extension being applied for were granted, and c) no creditor would be materially prejudiced by the extension¹;

[7] **FOR THESE REASONS, THE COURT:**

[8] **GRANTS** the Motion.

[9] **EXTENDS** the period for the Debtor to make its proposal for an additional period of 44 days, from Wednesday, October 8, 2014 until Friday, November 21, 2014.

[10] **THE WHOLE** without costs.



Me Vasil Petrishki,
Registrar

¹ S. 50.4 (9) of the Bankruptcy and Insolvency Act; *Benfor Inc. c. Restaurants Mikes* (1996), 44 C.B.R. (3d) 149, 1996 CarswellQue 831 (Nfld. T.D.) and *Re Royalton Banquet & Convention Centre Ltd.* (20070, 2007 CarswellOnt 3796, 33 C.B.R. (5th) 278 (Ont. S.C.J.)

Me Neil Peden

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Trustee

Date of hearing: October 8, 2014