



SUPERIOR COURT OF JUSTICE

COUNSEL SLIP

COURT FILE NO.: CV-20-00649558-00CL DATE: September 15, 2022

NO. ON LIST: 5

TITLE OF PROCEEDING: EXPRESS GOLD REFINING LTD

BEFORE JUSTICE: MCEWEN, J

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party, Crown:

Name of Person Appearing	Name of Party	Contact Info
Mario Forte	Applicant	forte@gsnh.com

For Defendant, Respondent, Responding Party, Defence:

Name of Person Appearing	Name of Party	Contact Info

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Fozia Chaudary Sarah Mackenzie	CRA	Fozia.chaudary@justice.gc.ca Sarah.mackenzie@justice.gc.ca
Mark Freake Robert Kennedy	Monitor	Mark.freake@dentons.com Robert.kennedy@dentons.com

ENDORSEMENT OF JUSTICE MCEWEN:

Order to go as per the draft filed and signed. The stay extension is imposed and supported by the Monitor. I am satisfied that the Applicant continues to proceed in good faith and has complied with previous orders. There is sufficient liquidity.

The activities and fees of the Monitor are also approved - they are fair and reasonable.

mcewen

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

THE HONOURABLE MR.) THURSDAY, THE 15th
JUSTICE McEWEN) DAY OF SEPTEMBER, 2022

IN THE MATTER OF THE *COMPANIES' CREDITORS
ARRANGEMENT ACT*, R.S.C. 1985, c. C-36, AS AMENDED
(the "CCAA")

AND IN THE MATTER OF A PLAN OF COMPROMISE OR
ARRANGEMENT OF EXPRESS GOLD REFINING LTD.
(the "Applicant")

ORDER
(extension of stay period; approval of monitor's report, fees and activities)

THIS MOTION by the Applicant pursuant to the CCAA was heard before me on September 15, 2022 at 330 University Avenue, Toronto, by videoconference.

ON READING the materials filed including the affidavit of Atef Salama sworn September 9, 2022, and the exhibits thereto, and on reading the eleventh report (the "**Eleventh Report**") of Deloitte Restructuring Inc. in its capacity as court-appointed monitor (in such capacity, the "**Monitor**") filed, and on hearing the submissions of counsel for the Applicant, the Monitor, Canada Revenue Agency and such other counsel as were present as may be indicated on the counsel slip, no one else appearing despite being served as appears from the affidavit of service, filed:

1. THIS COURT ORDERS that the time for service of the motion record in respect of this motion and the Eleventh Report is hereby abridged and validated so that the motion is properly returnable today, and that further service thereof is hereby dispensed with.
2. THIS COURT ORDERS that the "Stay Period" as defined in the second amended and restated initial order made by this court on October 27, 2020 in this proceeding is hereby extended to and including December 16, 2022.
3. THIS COURT ORDERS that the Eleventh Report as well as the activities described therein and in the Ninth Report, and in the Tenth Report of the Monitor dated June 10 2022 and August 16, 2022, respectively, copies of each of which are appended to the Eleventh Report are hereby approved, provided, however, that only the Monitor in its personal capacity and with respect to its personal liability shall be entitled to rely upon or utilize in any way such approval.
4. THIS COURT ORDERS that the professional fees and disbursements of the Monitor and its independent legal counsel, Dentons Canada LLP, as set out in the Eleventh Report, are hereby approved.
5. This order is effective as of its date at 12:01 am and does not need to be issued or entered.

A handwritten signature in black ink, appearing to be 'M. J. S.', is written over a horizontal line.

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

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT
OF EXPRESS GOLD REFINING LTD.**

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

Proceeding commenced in TORONTO

ORDER
**(extension of stay period; approval of
monitor's activities)**

GOLDMAN SLOAN NASH & HABER LLP
480 University Avenue, Suite 1600
Toronto, Ontario M5G 1V2
Fax: 416-597-6477

Mario Forte (LSO #27293F)
Tel: (416) 597-6477
Email: forte@gsnh.com

Lawyers for the Applicant, Express Gold Refining Ltd.