

Court File Number: CV-19-00630241-00CL

Superior Court of Justice  
Commercial List

FILE/DIRECTION/ORDER

In the matter of North American Fur Producers Inc. et al  
Plaintiff(s)

AND

Defendant(s)

Case Management  Yes  No by Judge: McBreen J

Counsel	Telephone No:	Facsimile No:
<u>(see attached counsel slip)</u>		

- Order  Direction for Registrar (No formal order need be taken out)  
 Above action transferred to the Commercial List at Toronto (No formal order need be taken out)  
 Adjourned to: \_\_\_\_\_  
 Time Table approved (as follows):

I heard this motion today via teleconference in accordance with the Notice to the Profession and the Commercial List Advisory created in light of the COVID-19 crisis.  
Materials were provided to me via email. This endorsement will be provided to the parties electronically via the Commercial List office.

1 May 20  
Date

McBreen  
Judge's Signature

Additional Pages two

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## Judges Endorsement Continued

The Order sought by the Applicants is unopposed.

The parties have agreed to the wording of an endorsement as attached, as well as the wording of the order.

The Order shall go as per the draft filed + signed, and the wording of the proposed endorsement is approved.

Given the nature of the business and the effects on the business of the COVID-19 crisis the relief sought is fair and reasonable.

A sealing order shall also go as the Sierra Club criteria had been met. The Monitor shall ensure that a hard copy of the sealed materials is properly filed at the court office once in-person filings resume.

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**FILE/DIRECTION/ORDER**

Judges Endorsment Continued

The Order is effective from today's  
date, whether or not it is entered.

*McE...*

**ENDORSEMENT OF JUSTICE MCEWEN**

The Court notes that the granting of the Order today is without prejudice to the Agent's rights, which they have reserved as follows. In the event that by May 5, 2020 the Agent has not provided the Applicants and the Monitor with its written consent to (i) the increase of the Administration Charge provided for in paragraph 4 of this Order, and/or (ii) the Applicants' cash-flow forecast as set out in Confidential Appendix "C", including the disbursements provided for therein, the Monitor shall, as soon as reasonably practicable, schedule a 9:30 a.m. hearing before the Court to schedule a further hearing to determine any outstanding issues relating to the Administration Charge and the Applicants' cash-flow forecast, including any objections by the Agent to the disbursements provided for therein.

## Counsel Slip

**Matter:** *In re North American Fur Auctions Inc. et. al.*

**Court File No.:** CV-19-00630241-00CL

**Teleconference Hearing Date:** May 1, 2020 at 11:00 a.m.

1.	David Ullmann (416-596-4289, dullmann@blaney.com) Stephen Gaudreau (416-596-4285, sgaudreau@blaney.com)  <i>Counsel for the Applicants</i>
2.	Kyla Mahar (416-597-4303, kmahar@millerthomson.com)  <i>Counsel for Court-appointed Monitor</i>
3.	Phil Reynolds (416-959-9200, philreynolds@deloitte.ca) Jordan Sleeth (416-775-8858, jsleeth@deloitte.ca) Todd Ambachtsheer (416-607-0781, tambachtsheer@deloitte.ca)  <i>Court-appointed Monitor</i>
4.	Aryo Shalviri (416-863-2962, aryo.shalviri@blakes.com)  <i>Counsel for CIBC as Agent for Syndicate of Lenders</i>
5.	Leanne Williams (416-304-0060, lwilliams@tgf.ca) Puya Fesharaki (416-304-7979, pfesharaki@tgf.ca)  <i>Counsel for Business Development Bank of Canada</i>
6.	Maurice Fleming (416-941-8812, mfleming@foglers.com)  <i>Counsel for W. Brown Farm</i>
7.	Frank Spizzirri (416-862-8329, frank.spizzirri@audaxlaw.com)  <i>Counsel for Fur Commission USA</i>
8.	Barbara Walancik (416-542-6288, bwalancik@kmlaw.ca)  <i>Counsel for the Employees</i>
9.	Josh JB. McElman (Tel: 506-633-2708, jmcelman@coxandpalmer.com)  <i>Counsel for Farm Credit Canada</i>