

Deloitte Restructuring Inc. 700, 850 – 2<sup>nd</sup> Street S.W. Calgary AB T2P 0R8 Canada

Tel: 403-298-5955 Fax: 403-718-3681 www.deloitte.ca

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# Notice to depositors of the Lutheran Church – Canada, the Alberta – British Columbia District Investments Ltd. ("District Investments" or "DIL")

As you are aware, District Investments obtained an Initial Order under the *Companies' Creditors Arrangement Act*, R.S.C. 1985 c. C-36, as amended (the "CCAA") on January 23, 2015. Deloitte Restructuring Inc. acts as the Monitor in the CCAA proceedings (the "Monitor").

Pursuant to an Order granted on August 28, 2015 and amended on November 5, 2015, the Court of Queen's Bench of Alberta (the "Court") authorized an interim distribution to depositors of DIL (the "DIL Depositors") for up to \$15.0 million, which payments were released in November 2015 (the "First Distribution").

On April 27, 2016, the Court granted an Order (the "April 27 Order") approving a further interim distribution for up to \$7.5 million to DIL Depositors, of which approximately \$7.0 million is currently being released (the "Second Distribution"). A copy of the April 27 Order is available on the Monitor's website at the following link:

http://www.insolvencies.deloitte.ca/Documents/Order%20(Extend%20Stay,%20Authorize%20Payment)%20-%20filed%20April%2027,%202016.pdf

The First Distribution and the Second Distribution will collectively be referred to as the "Interim Distributions".

Attached is a statement indicating the amount that will be payable to you pursuant to the Second Distribution and the total amount of the Interim Distributions. To access the Second Distribution, please follow the instructions below.

#### For DIL Depositors who hold RRSPs, TFSAs and LIRAs (collectively "RRSP Holders")

For RRSP Holders, the Second Distribution is being paid from the registered retirement savings plans held by DIL to the registered retirement savings plans (the "GWL Plans") that were previously established by Great-West Life Assurance Company ("GWL"). The plan name established by GWL is "The Lutheran Church" and the group number is 68522.

DIL Depositors can contact GWL via telephone at 1-800-724-3402 or online at www.grsaccess.com. The Second Distribution will be deposited according to the investment instructions that GWL has on file for you. If you have not provided investment instructions to GWL, the Second Distribution will be paid to GWL's Continuum Target Date Funds. DIL Depositors can change their investment instructions at any time by contacting GWL as set out above. DIL Depositors can also contact GWL if they have not, but wish to self-register for website access. For greater clarity, if you do not wish the Interim Distributions be held in GWL's Continuum Target Date Funds, you should contact GWL as soon as possible to provide alternate investment instructions.

## For DIL Depositors who hold RRIFs and LIFs (collectively "RRIF Holders")

Please note that <u>RRIF Holders do not need to set up accounts with GWL</u>. All amounts payable to RRIF holders will now be paid into registered accounts held with a financial institution or investment advisor of your choosing.

To access the Second Distribution, contact your existing financial institution or investment advisor and have them request a transfer from DIL to another RRIF or LIF. If you have not yet requested the transfer of the First Distribution, the total amount of the Interim Distributions will be transferred at the same time. The contact person at DIL is Candace Rivet, who can be reached by telephone at 1-888-474-0063 ext. 101, via facsimile at 1-780-479-3067, via email at CRivet@lccabc.ca or via mail at 7040 Ada Blvd., Edmonton, AB T5B 4E3.

We further note that RRIF Holders are responsible for ensuring that the registered accounts into which they transfer their payment pursuant to the Second Distribution is of the same type as that held by DIL. RRIF Holders should seek advice from their own financial institution or investment advisor in that regard.

## **Tax Opinion**

Gowlings Lafleur Henderson LLP ("Gowlings"), the Monitor's legal counsel, previously prepared a tax opinion with respect to any impact that the Interim Distributions may have for DIL Depositors (the "Tax Opinion"). The Tax Opinion relied on specific facts, assumptions and qualifications set out therein. Based on their review, Gowlings opined that "none of an Old Deferred Plan, New Deferred Plan and annuitant or holder, as the case may be, thereof should be subject to any adverse tax consequences merely as a result of the transfer of funds from an Old RRSP to a New RRSP, of the same annuitant, from an Old RRIF to a New RRIF, of the same annuitant, or from an Old TFSA to a New TFSA, of the same holder. In fact, the Tax Act explicitly provides for the tax-deferred transfers of property in this manner" (all terms are as defined in the Tax Opinion).

Should you have additional questions, please contact Joseph Sithole at 1-587-293-3203.

Yours truly,

## **DELOITTE RESTRUCTURING INC.**

In its capacity as the Court-appointed Monitor of Lutheran Church – Canada, the Alberta – British Columbia District, Encharis Community Housing and Services, Encharis Management and Support Services and Lutheran Church – Canada, the Alberta – British Columbia District Investments Ltd. and not in its personal or corporate capacity

Vanessa Allen, B. Comm, CIRP Vice-President