COURT FILE NUMBER

1501-00955

COURT

COURT OF QUEEN'S BENCH

OF ALBERTA

IN BANKRUPTCY AND INSOLVENCY

JUDICIAL CENTRE

CALGARY

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

APPLICANTS

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.

DOCUMENT

ORDER

(Settlement of Claim)

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF

PARTY FILING THIS

DOCUMENT

Bishop & McKenzie LLP Barristers & Solicitors 1700, 530 - 8th Avenue SW Calgary, Alberta T2P 3S8

Attention: Francis N. J. Taman / Ksena J. Court

Telephone: 403-237-5550

Fax: 403-243-3623

File No.: 103,007-003

DATE ON WHICH ORDER WAS PRONOUNCED:

MONDAY, MARCH 21, 2016

LOCATION WHERE ORDER WAS PRONOUNCED:

CALGARY, ALBERTA

NAME OF JUSTICE WHO MADE THIS ORDER:

JUSTICE B.E.C. ROMAINE

UPON THE APPLICATION of Lutheran Church – Canada, the Alberta – British Columbia District (the "District"), EnCharis Community Housing and Services ("ECHS"), EnCharis Management and Support Services ("EMSS"), and Lutheran Church – Canada, the Alberta – British Columbia District Investments Ltd. ("DIL") (collectively the "Applicants"); **AND UPON** being advised that the proof of claim submitted by Fiserv Solutions Canada Inc. and Open Solutions DTS, Inc., creditors of the District (collectively referred to as "Fiserv") has been

FILED
MAR 2 2 2016

JUDICIAL CENTRE OF CALGARY partially disallowed by the Monitor pursuant to the Monitor's Notice of Revision or Disallowance for Voting and/or Distribution Purposes dated January 4, 2016; AND UPON being advised that Fiserv has submitted a Dispute Notice dated January 22, 2016 and Affidavit of Robert Palin sworn January 22, 2016 to the Monitor; AND UPON being advised that Fiserv intended to dispute the classes of creditors in the District Plan; AND UPON NOTING the consent of counsel for the District, Fiserv, the Monitor, and the District Creditors' Committee hereon; AND UPON HEARING counsel for the Applicants, counsel for the Monitor, counsel for the District Creditors' Committee, and other interested parties;

IT IS HEREBY ORDERED AND DECLARED THAT:

- 1. Pursuant to the settlement reached, Flserv shall not object to the classes of creditors in the District Plan.
- 2. If the District Plan is approved by its creditors in accordance with the CCAA and sanctioned by this Honourable Court, then:
 - (a) Fiserv's claim shall be set at \$268,198.59.
 - (b) Fiserv shall:
 - (i) Receive the Convenience Payment, as that term is defined in the District Plan and its pro-rata share of all other cash distributions under the District Plan; and
 - (ii) not receive any shares in NewCo, as that term is defined in the District Plan, under the District Plan.

(iii)

Within a reasonable time after the sanction of the District Plan, the District shall

provide a release of any claims that it may have against Fiserv as of the date of

this Order in a form that is sat Monitor all acting reasonably.	Justice of the Court of Queen's Bench of Alberta			
CONSENTED TO:				
BISHOP & McKENZIE LLP	OWEN BIRD LAW CORPORATION			
Per:	Per: Scott H. Stephens, counsel for Fisery Solutions Canada Inc. and Open Solutions DTS, Inc.			
GOWLING WLG (Canada) LLP	BENNETT JONES LLP			
Per:	Per: Chris Simard, counsel for the District Creditors' Committee			

(iii) Within a reasonable time after the sanction of the District Plan, the District shall provide a release of any claims that it may have against Fiserv as of the date of this Order in a form that is satisfactory to counsel for the District, Fisery and the Monitor all acting reasonably.

Justice of the Court of Queen's Bench of Alberta

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BISHOP & McKENZIE LLP

Per: Francis N.J. Taman, counsel for

the Applicants

GOWLING WLG (Canada) LLP

Per: Jeffrey Oliver, counsel for the

Monitor

OWEN BIRD LAW CORPORATION.

Per:__

Scott H. Stephens, counsel for Fisery Solutions Canada Inc. and Open Solutions DTS, Inc.

BENNETT JONES LLP

Per;_____

Chris Simard, counsel for the District Creditors' Committee