

COURT FILE NUMBER 2101-01130  
COURT COURT OF QUEEN'S BENCH OF ALBERTA  
JUDICIAL CENTRE CALGARY  
PLAINTIFF BANK OF MONTREAL  
DEFENDANT EAGLESMED GROUP INC., CHRIS MUSAH PROFESSIONAL CORPORATION, CHRISTOPHER MUSAH, ALSO KNOWN AS CHRIS MUSAH, CHARLES FRANKLIN JOHNSON PROFESSIONAL CORPORATION, CHARLES FRANKLIN JOHNSON, YETUNDE KASUMU MEDICAL PROFESSIONAL CORPORATION and YETUNDE KASUMU



DOCUMENT **ORDER APPROVING ACTIONS OF RECEIVER, PROFESSIONAL FEES ETC.**

C51678

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT  
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File No.: 49073-9

**Attention: Jeffrey Oliver / Kara N. Davis**

**DATE ON WHICH ORDER WAS PRONOUNCED:** Thursday, May 12, 2022

**LOCATION WHERE ORDER WAS PRONOUNCED:** Calgary, AB

**NAME OF JUSTICE WHO MADE THIS ORDER:** The Honourable Madam Justice B.E.C. Romaine

**UPON THE APPLICATION** by Deloitte Restructuring Inc. in its capacity as the court-appointed receiver and manager (the "**Receiver**") of the undertakings, property and assets of Eaglesmed Group Inc. ("**Eaglesmed**") and Chris Musah Professional Corporation ("**CMPC**" and together with Eaglesmed, the "**Debtors**") for an order, among other things, (i) approving the conduct and activities of the Receiver; (ii) approving the Receiver's interim statements of receipts and disbursements; (iii) approving the professional fees and disbursements of the Receiver and its legal counsel; and (iv) approving the payment of the outstanding costs of administration from the proceeds of the sale of Unit 703 **AND UPON HAVING READ** the Receivership Order dated February 12, 2021, as amended pursuant to an Order Amending Receivership Order dated May 4, 2021 (as amended, the "**Receivership Order**"), the Third Report of the Receiver dated May 3, 2022; (the "**Third Report**"), the Confidential Supplement to the Third Report, dated May 3, 2022 (the "**Confidential Supplement**") and the Affidavit of Service of Tiffany Ness, sworn May 9,

2022; **AND UPON HEARING** the submissions of counsel for the Receiver and any other interested parties in attendance;

**IT IS HEREBY ORDERED AND DECLARED THAT:**

1. Service of this application (the "**Application**") and supporting materials is hereby declared to be good and sufficient, and no other person is required to have been served with notice of this Application, and time for service of this Application is abridged to that actually given.
2. Terms not otherwise defined herein shall have the meaning ascribed to them in the Third Report, Confidential Supplement and Receivership Order, as applicable.

Approval of Professional Fees

3. The Receiver's accounts for fees and disbursements for the period of February 1, 2022 to April 25, 2022, as set out in the Third Report are hereby approved without the necessity of a formal assessment of its accounts.
4. The approval of the Receiver's accounts for fees and disbursements for the period of April 26, 2022 to May 2, 2022 and approval of the Receiver's legal counsel, Cassels Brock & Blackwell LLP's, accounts for fees and disbursements for the period of February 1, 2022 to April 30, 2022 is adjourned *sine die*.
5. The Receiver is hereby authorized and empowered to pay from the proceeds of the sale of Unit 703, all outstanding costs of administration of the receivership including the fees and disbursements of the Receiver and its legal counsel as set out in paragraph 35 of the Third Report, provided that the payment of such professional fees shall be without prejudice to:
  - (a) the outcome of the Trust Claim, as that term is defined in paragraph 8 of the of the Order of the Honourable Madam Justice K.M. Horner, pronounced February 16, 2022 in the within proceedings; and
  - (b) any arguments regarding the allocation of amounts secured by the Receiver's Charge and Receiver's Borrowing Charge.

Interim Distribution

6. The Receiver shall have discretion to make one or more distributions to Bank of Montreal upon providing notice to CMPC and Dr. Christopher Musah, who shall have the opportunity to object.

Actions of the Receiver

7. The Receiver's conduct and activities as set out in the Third Report and Confidential Supplement are hereby ratified and approved.
8. The Receiver's statement of receipts and disbursements for the period of February 12, 2021 to April 25, 2022 attached as Appendix "G" to the Third Report, is hereby ratified and approved.

Service

9. Service of this Order shall be deemed good and sufficient by serving same on the persons listed on the service list in these proceedings and by posting a copy of it on the Receiver's website at: [www.insolvencies.deloitte.ca/en-ca/Eaglesmed](http://www.insolvencies.deloitte.ca/en-ca/Eaglesmed).
10. Service of this Order on any party not listed on the service list for this Application is hereby dispensed with.



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J.C.Q.B.A