

CANADA  
PROVINCE OF QUÉBEC  
DISTRICT OF MONTRÉAL

SUPERIOR COURT  
(Commercial Division)  
(sitting as a court designated pursuant to the  
*Companies' Creditors Arrangement Act*, R.S.C.  
1985, c. C-36, as amended)

No.: 500-11-041305-117

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IN THE MATTER OF THE PLAN OF  
COMPROMISE OR ARRANGEMENT OF:

**Homburg Invest Inc.**  
**Homburg Shareco Inc.**  
**Churchill Estates Development Ltd.**  
**Inverness Estates Development Ltd.**  
**CP Development Ltd.**  
**North Calgary Land Ltd.**

**Debtors / Petitioners**

-and-

**Homco Realty Fund (52) Limited Partnership**  
**Homco Realty Fund (88) Limited Partnership**  
**Homco Realty Fund (89) Limited Partnership**  
**Homco Realty Fund (92) Limited Partnership**  
**Homco Realty Fund (94) Limited Partnership**  
**Homco Realty Fund (96) Limited Partnership**  
**Homco Realty Fund (105) Limited Partnership**  
**Homco Realty Fund (121) Limited Partnership**  
**Homco Realty Fund (122) Limited Partnership**  
**Homco Realty Fund (142) Limited Partnership**  
**Homco Realty Fund (199) Limited Partnership**

**Mises-en-cause**

-and-

**Homco Realty Fund (190) Limited Partnership**, a partnership duly constituted under the laws of Nova Scotia, having its registered office at 1959 Upper Water Street, Suite 900, Halifax, Nova Scotia B3J 3N2 and having a chief place of business at Suite 1060, 1 Place Alexis Nihon, 3400 de Maisonneuve Boulevard West, Montréal, Québec, H3Z 3B8

**Mise-en-cause**

-and-

**Homco Realty Fund (191) Limited Partnership**, a partnership duly constituted under the laws of Nova Scotia, having its registered office at 1959 Upper Water Street, Suite 900, Halifax, Nova Scotia B3J 3N2 and having a chief place of business at Suite 1060, 1 Place Alexis Nihon, 3400 de Maisonneuve Boulevard West, Montréal, Québec, H3Z 3B8

**Mise-en-cause**

-and-

**Samson Bélair/Deloitte & Touche Inc.**

**Monitor**

**MOTION TO EXTEND THE STAY PERIOD  
AND TO AMEND THE INITIAL ORDER (HOMCO 190 AND HOMCO 191)  
(Sections 11 and 11.02 of the *Companies' Creditors Arrangement Act*, R.S.C., 1985, c. C-36)**

**TO THE HONOURABLE JUSTICE LOUIS J. GOUIN OR TO ONE OF THE HONOURABLE JUDGES OF THE SUPERIOR COURT, SITTING IN COMMERCIAL DIVISION IN AND FOR THE JUDICIAL DISTRICT OF MONTRÉAL, THE PETITIONERS RESPECTFULLY SUBMIT AS FOLLOWS:**

**I. INTRODUCTION**

1. On September 9, 2011, the Honourable Louis J. Gouin, J.S.C. issued an order (the “**Initial Order**”) pursuant to the *Companies Creditors' Arrangement Act*, R.S.C. 1985, c. C-36 (the “**CCAA**”) in respect of Homburg Invest Inc. (“**HII**”), Homburg Shareco Inc., Churchill Estates Development Ltd., Inverness Estates Development Ltd. and CP Development Ltd. (collectively the “**Initial Debtors**”) as appears from the Court record;
2. Pursuant to the Initial Order, Samson Bélair/Deloitte & Touche Inc. (the “**Monitor**” or “**Deloitte**”) was appointed as Monitor of the Initial Debtors and a stay of proceedings (the “**Stay of Proceedings**”) was issued from the date of the Initial Order until October 7, 2011;
3. On October 7, 2011, this Court issued an order (the “**First Extension Order**”) extending the Stay of Proceedings. Since then, this Court has further extended the Stay of Proceedings, most recently until December 14, 2012 (the “**Stay Period**”), as appears from the Court record;
4. As appears from the Initial Order and the First Extension Order, the Stay of Proceedings was initially extended in favour of the following limited partnerships: Homco Realty Fund (52) Limited Partnership (“**Homco 52**”), Homco Realty Fund (88) Limited Partnership (“**Homco 88**”), Homco Realty Fund (89) Limited Partnership, Homco Realty Fund (92) Limited Partnership, Homco Realty Fund (94) Limited Partnership (“**Homco 94**”), Homco Realty Fund (105) Limited Partnership (“**Homco 105**”), Homco Realty Fund (121) Limited Partnership (“**Homco 121**”), Homco Realty Fund (122) Limited Partnership, Homco Realty Fund (142) Limited Partnership and Homco Realty Fund (199) Limited Partnership (“**Homco 199**”) (collectively the “**Initial Mises-en-cause**”);
5. On May 31, 2012, this Court issued an order amending the Initial Order to add North Calgary Land Ltd. (“**NCLL**”) as a Petitioner and Homco Realty Fund (96) Limited Partnership (“**Homco 96**”) as a Mise-en-cause thereunder (NCLL, Homco 96, the Initial Debtors and the Initial Mises-en-cause are collectively referred to as the “**HII Group**”);

6. The HII Group respectfully requests that this Honourable Court extend the Stay Period until January 31, 2013 to continue its operations, pursue its restructuring efforts, and amend the Initial Order to extend its coverage to Homco 190 and Homco 191, the whole as described more fully below;

## II. OPERATIONS AND RESTRUCTURING EFFORTS

7. Since the last extension of the Stay Period, the HII Group has continued to make significant progress in identifying and implementing operational restructuring measures, advancing discussions with various stakeholders and structuring a plan of arrangement or compromise (the “**Plan**”). Significant effort has been expended in maintaining the normal course of business, in the context of the CCAA process;
8. Highlights of the most significant activities of the HII Group are provided below. The HII Group refers the stakeholders and the Court to the Eighteenth Report of the Monitor to be filed in support of the present motion (the “**Monitor’s Eighteenth Report**”) for a complete description of these activities;

### A. *Claims process*

9. Pursuant to the Claims Process Order, in the Court record, the claims bar date for the vast majority of claims was July 13, 2012. The Monitor has received over 230 claims, and has been diligently processing the claims in cooperation with HII and respective counsel;
10. All claims have been subjected to preliminary processing. On or about November 22, 2012, the Monitor sent 33 notices of revision or disallowance to various claimants. The appeal period for all notices which have been received has now lapsed and no appeal has been filed in respect thereto. As of the date hereof, additional notices of revision or disallowance are being finalized by the Monitor and HII and will be sent out in due course;
11. In the case of the claims filed by various entities controlled by Cominar Real Estate Investment Trust (“**Cominar**”), discussions between the HII Group, the Monitor and Cominar are ongoing with the claimants to chart the best course of action to settle same;

### B. *Bondholder meetings and communications*

12. Representatives of the HII Group and the Monitor have held numerous meetings and calls with the bondholders’ trustees (the “**Trustees**”) both in Montréal and in Amsterdam, with respect to, *inter alia*, the mortgage bondholder meetings and the Plan. The Trustees continue to be updated on a very regular basis on the status of the restructuring, including the discussions with the various mortgage lenders, the results of valuations and appraisals and the interactions with the Netherlands Authority of the Financial Market (the “**AFM**”);
13. As more fully appears from the *Motion for approval of funding charges (Homco 52 and Homco 88)*, in the Court record, mortgage bondholder meetings took place in the Netherlands on October 24 and October 25, 2012. At said meetings, the holders of Series

4 Bonds and Series 7 Bonds voted overwhelmingly in favour of ratifying the sale processes initiated by HII. The Trustees entered into the relevant Supplemental Indentures on or about November 5, 2012 and on November 8, 2012, this Honourable Court granted the Order granting funding charges (Homco 52 and Homco 88), in the Court record. As of the date hereof, these sale processes are still ongoing.

14. Also at said meetings, the holders of Series 5 Bonds voted overwhelmingly to in favour of an offer by HII for the redemption of their security. On or about November 5, 2012, the Trustees entered into the relevant Supplemental Indenture which is described fully in the *Motion to extend the stay period, for access to restricted cash and to amend the Initial Order*, in the Court record. It is anticipated that this agreement will be implemented as part of the Plan;
15. An information meeting also took place for holders of Series 6 bonds. Given the underlying value of their collateral, no vote was required;

**C. *Decisions relating to restructured real estate portfolio and continuing negotiations with mortgage lenders***

16. Several meetings have taken place since the last extension hearing with the various mortgage lenders of the European properties to negotiate the restructuring of the HII Group loan portfolio and explore alternative strategies for certain non-profitable properties;
17. In the recent weeks, the HII Group obtained the final position of most mortgage lenders in connection with the various requests made by the HII Group and, accordingly, the HII Group now has more clarity on the assets that will be included in the post-emergence real estate portfolio;
18. In light of the position of certain mortgage lenders of properties having no equity and/or generating negative cash flows, the HII Group, along with the Monitor, has determined that the properties financed by ABN Amro Bank N.V., Frankfurter Hypotheken Bank (formerly EuroHypo AG), as well as certain properties financed by FGH Bank N.V. and SNS Property Finance B.V. will not form part of the restructured portfolio;
19. As of the date hereof, the negotiations with certain mortgage lenders are continuing and it is difficult to predict their outcome with certainty. Further meetings are scheduled in the coming weeks. Upcoming discussions will *inter alia* cover:
  - (a) A proposal from Skandinaviska Enskilda Banken AB (SEB) with respect to the Baltic portfolio in respect of which HII has provided a counter-proposal;
  - (b) A future proposal by the HII Group to acquire the position of SNS Bank N.V. in connection with certain properties located in the Netherlands;
  - (c) Renegotiation of the terms of the loan of Falcon Private Bank Ltd. to Valbonne Real Estate 5 B.V. in connection with the Campeon property, in order to provide

for more favourable terms upon emergence of the HII Group from CCAA protection; and

(d) A counterproposal by the HII Group to HSH Nordbank AG with respect to the terms of the extension of the credit agreement relating to four properties.

20. Finally, the HII Group and the Monitor continue to review all possible scenarios in respect of the properties financed by Bank of Scotland and by Hatfield Philips (acting as agent for noteholders), as well as certain of the properties financed by FGH Bank N.V.;

**D. *Sale process of Canadian properties***

21. The Monitor, in consultation with HII, has retained brokers for the disposition of certain Canadian properties. As previously disclosed to the Court, brokers were engaged in September 2012 for North Calgary Land Ltd. (Points North) and Homco 94 (Homburg Springs West). Since the last extension of the Stay Period, CBRE Limited has been retained as broker for other properties as follows:

(a) Homco 52 (Homburg Springs East) on November 20, 2012;

(b) Homco 88 (Kai Mortensen Towers) on November 20, 2012; and

(c) Homco 105 (Cristal Towers) on or after October 24, 2012.

22. The properties have been listed and sales processes are ongoing. HSBC Bank Canada has been receiving regular updates for the properties over which it holds security (North Calgary Land, Kai Mortensen Towers, Cristal Towers, Henderson Farms (Homco 121) and Centron Park (CP Development Ltd.)). For the remaining Canadian properties, HII and the Monitor are finalizing their strategy and working towards retaining a broker and listing the properties, the whole in accordance with HII's disposition strategy of non-core assets in the context of its restructuring;

23. HII and the Monitor believe that Centron Construction Corporation ("CCC") could be holding documents which would be useful to advance the sale efforts of certain properties, namely Points North, Kai Mortensen Towers, Cristal Towers and Centron Park. Counsel for the Monitor requested the documents in writing. After a lengthy exchange of correspondence, CCC has recently indicated it would cooperate with the Monitor with regard to said request and has started sending documents to the Monitor;

**E. *Cedar transaction and sale of remaining US properties***

24. On October 12, 2012, Homburg Holdings (U.S.) Inc. ("HHUS") closed a transaction with Cedar Realty Trust, Inc. ("Cedar") pursuant to which it disposed of its interest in the Cedar joint venture, *i.e.* nine shopping centres located in Pennsylvania and Massachusetts (the "**Cedar Transaction**"). In the context thereof, the joint venture was terminated;

25. HHUS has received net proceeds of approximately US\$24 million and, upon satisfaction of certain conditions may receive up to an additional US\$1.5 million. The net proceeds were distributed to HII;
26. As appears from the Court record, HHUS still holds other properties in the United States, primarily in Texas and Colorado. The marketing process conducted with CBRE is ongoing;

**F. *Holman Grand Hotel***

27. Following an extensive review of the operations and financial situations of Holman Grand Hotel (the “**Hotel**”) and meetings with the Province of Prince Edward Island, in its capacity as secured creditor, and Cominar, the shareholder of Dyne Holdings Ltd. (“**Dyne**”), which in turn is the owner of the underlying land, HII and the Monitor concluded that it was in the best interest of the creditors that HII cease operating the Hotel as of November 5, 2012;
28. On October 31, 2012, simultaneously with the announcement of the Hotel closure, HII disclaimed the following agreements in accordance with the relevant provisions of the CCAA:
  - (a) Ground Lease effective as of May 25, 2010 between Dyne and HII relating to the land upon which the Hotel is built;
  - (b) Operating Agreement executed in 2011 among Vintage Management Group and Lance Hurtubise, Richburg LP Management Inc. and HII relating to the RedWater Rustic Grille, the restaurant located in the Hotel; and
  - (c) Sublease executed in 2011 between Richburg LP Management Inc., as general partner for Richburg RedWater LP relating to the RedWater Rustic Grille;(collectively, the “**Disclaimers**”).
29. No contestation has been filed in respect of the Disclaimers and the time period to do so has now expired. The Disclaimers took effect on November 30, 2012;
30. On November 1, 2012, HII also terminated a Basic Service Agreement with ThyssenKrupp Elevator (Canada) Limited relating to the Hotel’s elevators, pursuant to its terms, also effective November 30, 2012;
31. HII is the owner of all movable property which furnishes the Hotel, including the movable property located in the Hotel restaurant, the RedWater Rustic Grille (the “**Hotel Movables**”). As of the date hereof, the Hotel Movables are still located in the Hotel pursuant to the terms of an agreement to be concluded shortly with Cominar;
32. HII has held discussions with Cominar and certain other parties regarding a possible sale of the Hotel Movables. These discussions are ongoing;

33. On November 8, 2012, the Monitor received a letter from counsel to the Charlottetown Area Development Corporation (“CADC”) which purports to hold a first charge on the Hotel Movables. Upon further review, it was further determined by HII that CADC does not hold any registered security interest against HII or the Hotel Movables. In further correspondence, CADC took the position that the Hotel Movables belong to Dyne, against which it has registered an interest (without any admission as to the validity or enforceability thereof). HII rejects CADC’s position and maintains that it is the owner of the Hotel Movables;

**G. *Stakeholder contacts***

34. HII and the Monitor have met and/or had numerous exchanges with various creditors, including – in addition to the Trustees and Cominar – representatives of the Taberna noteholders, to answer questions and provide information relating to the ongoing restructuring process;

**III. AFM PROCEEDINGS**

35. As of the date hereof, the decision of the AFM on HII’s objection is still pending. Since the last extension hearing, HII, the Monitor and respective counsel met with the AFM to bring them up to date;
36. Following that meeting, on October 26, 2012, Dutch counsel for HII received a letter from the AFM indicating it was suspending its decision on HII’s objection;

**IV. PLAN OF ARRANGEMENT**

37. As previously disclosed to the Court, the HII Group and the Monitor have been actively working to craft all aspects of the Plan including the corporate structure that will emerge following implementation. The task is highly complex, given *inter alia* the breadth of the business, its multi-jurisdictional character, the tax considerations and the number of stakeholders;
38. A draft of the Plan is currently circulating between the HII Group, the Monitor and their respective counsel in Canada, the Netherlands and Germany. It is still being reviewed from restructuring, corporate and tax perspectives in all jurisdictions;
39. The draft Plan has also recently been shared with Stichting Homburg Bond, the representative of the most significant creditors of the HII Group. The Trustees are reviewing same with their respective advisors in Canada and Europe;
40. HII, the Monitor and the Trustees, together with their respective legal advisors, will negotiate the terms of the Plan in the coming weeks with a view to finalizing same in the briefest of delays.
41. In conjunction with its advisors in the Netherlands, HII is also determining any Dutch law requirements in connection with the mailing of the Plan and the solicitation of the creditors’ vote in respect of, *inter alia*, the share issuance to be provided under the Plan;

42. Barring any unforeseen circumstances and to the extent that no prospectus is required to be included in the meeting materials sent to the creditors in the Netherlands, it is currently anticipated that the Plan will be filed in the latter part of January 2013. The HII Group will file its motion to obtain the order required to launch and hold a vote solicitation process under the CCAA (the “**Meetings Order**”);
43. Should the Meetings Order be rendered prior to the end of January 2013, the Plan will be brought to a vote in March 2013;
44. Assuming the Plan is approved by the required majorities of creditors, HII will thereafter apply for a sanction order, with a view to emerging from CCAA protection as early as possible;

## V. **HOMCO 190 AND HOMCO 191**

45. Homco Realty Fund (190) Limited Partnership (“**Homco 190**”) and Homco Realty Fund (191) Limited Partnership (“**Homco 191**”) are both governed by the laws of Nova Scotia. The general partner of both entities is HII GP 5 Inc., a wholly-owned subsidiary of HII. HII is a limited partner of both partnerships;
46. In the context of the Plan and ultimately its implementation, there are certain outstanding claims (the “**Additional Claims**”) against Homco 190 and Homco 191 that need to be addressed within the current CCAA proceedings, including without limitation intercompany claims between and among Homco 190, Homco 191, Homco 199 and HII;
47. The Claims Process Order does not provide for the solicitation of the Additional Claims as neither Homco 190 nor Homco 191 were Mises-en-cause entities at the time and were therefore not included in the scope of claims addressed by such Order;
48. In order to solicit and quantify the Additional Claims, and to consider them in the context of the existing claims filed in respect of various members of the HII Group pursuant to the Claims Process, the HII Group respectfully requests that this Honourable Court amend the Initial Order and the Claims Process Order, in each case, to extend their coverage to Homco 190 and Homco 191;

## VI. **CASH REQUIREMENTS**

49. In light of the receipt of the proceeds obtained from the Cedar Transaction, HII will not need to access any Restricted Cash (as defined in the Motion to extend the stay period, for access to restricted cash and to amend the Initial Order, in the Court record) for the requested extension of the Stay Period. As will be further detailed in the Eighteenth Monitor’s Report, the HII Group anticipates it will require approximately \$8.5 million to fund operations and restructuring costs during this period;
50. As appears from the cash flow forecast, which will be included in the Monitor’s Eighteenth Report, HII is of the view that no creditor will suffer any undue prejudice from the extension of the Stay Period;



51. The HII Group has and continues to meet its post-filing obligations as and when they become due;

## **VII. CONCLUSION**

52. In addition to the matters outlined above, together with the Monitor and respective legal advisors, the HII Group is continuing to identify and implement all opportunities to restructure its business and operations in the context of the CCAA process, including proceeding with the disclaimer of agreements as appropriate;
53. The extension of the Stay Period is necessary in order to provide the HII Group time to continue its efforts with respect to the restructuring of its business and affairs, including to pursue negotiations with its lenders, further discussions on the terms of the Plan and meet with major stakeholders to discuss and review same;
54. HII anticipates that it will be able to report on significant additional developments on the matters addressed herein at the next extension hearing;
55. The Monitor has indicated that it will be filing the Monitor's Eighteenth Report which shall contain significant additional information in respect of the HII Group, its creditors, and the efforts deployed by the HII Group, the Monitor and their respective legal counsel to date in the context of the CCAA restructuring and which shall include its recommendations and a review of the cash flow forecasts of the Debtors up to and including January 31, 2013;
56. HII is of the view that extending the Stay Period to January 31, 2013 and providing the other relief requested herein is appropriate in the present circumstances. Accordingly, HII respectfully requests that this Honourable Court render the orders contained in the conclusions hereof;
57. As will appear from the Monitor's Eighteenth Report, the Monitor supports the present Motion;
58. The HII Group has acted, and continues to act, in good faith and with the utmost diligence;
59. The present motion is well founded in fact and law.

### **WHEREFORE, MAY IT PLEASE THIS HONOURABLE COURT TO :**

**GRANT** the present *Motion to extend the stay period and to amend the Initial Order (Homco 190 and Homco 191)* (the "**Motion**");

**DECLARE** that as of the date of the order to be rendered by the Court, each of Homco Realty Fund (190) Limited Partnership ("**Homco 190**") and Homco Realty Fund (191) Limited Partnership ("**Homco 191**") shall be deemed to be an Applicant Partnership under the Initial Order rendered in the present file on September 9, 2011, as amended (the "**Initial Order**");

**DECLARE** that the Claims Process Order rendered in the present file on April 30, 2012 (the “**Claims Process Order**”) applies *mutatis mutandis* to Homco 190 and Homco 191 provided that, as regards Homco 190 and Homco 191 only:

- (a) All references in the Claims Process Order to “HII Group” or “HII Group Entity”, shall be deleted and replaced with “Homco 190” and/or “Homco 191” as the circumstances require;
- (b) The definition of “**Claims Bar Date**” in paragraph [6.11] of the Claims Process Order shall be amended as follows:

[6.11] “**Claims Bar Date**” means 5:00 p.m. (Eastern Prevailing Time) on January 18, 2013 or, for Creditors with Subsequent Restructuring Claims, the later of January 18, 2013 at 5:00 p.m. (Eastern Prevailing Time) or (ii) fifteen (15) Calendar Days after the date of receipt by the Creditor of a notice of disclaimer, resiliation, repudiation, termination or restructuring by of any contract, lease or other agreement, including any employment agreement, provided that neither Homco 190 nor Homco 191 shall send any such notice after the date that is thirty (30) Calendar Days prior to the meeting of creditors to be held in respect of the Plan; or such other date as may be ordered by the Court;

- (c) The following definitions shall be added to the Claims Process Order, immediately after paragraph [6.26]:

[6.26.1] “**Homco 190**” means Homco Realty Fund (190) Limited Partnership;

[6.26.2] “**Homco 191**” means Homco Realty Fund (191) Limited Partnership;

- (d) Paragraphs [11], [12] and [13] of the Claims Process Order shall be amended as follows:

[11] **ORDERS** that the Monitor shall cause a Claims Package to be sent to each Known Creditor by regular prepaid mail on or before December 19, 2012;

[12] **ORDERS** that on a Business Day, on or before December 19, 2012, the Monitor shall cause to be published the Notice to Creditors in the Halifax Chronicle Herald;

[13] **ORDERS** that the Monitor shall cause the Claims Package, which includes the Notice to Creditors, to be posted on the Website on or before December 19, 2012;

**EXTEND** the Stay Period (as defined in the Initial Order and as extended from time to time) to January 31, 2013, the whole subject to the terms of the Initial Order;

**PRAY ACT** of the Monitor’s Eighteenth Report;

**ORDER** provisional execution of the present order, notwithstanding appeal;

**THE WHOLE WITHOUT COSTS**, save in the event of contestation.

MONTRÉAL, December 11, 2012

*Osler, Hoskin & Harcourt LLP*

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**OSLER, HOSKIN & HARCOURT LLP**

Attorneys for the Debtors and Mises-en-cause

## AFFIDAVIT

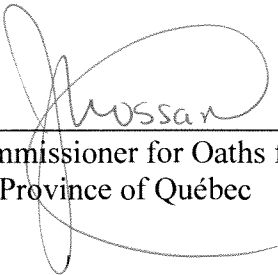
I the undersigned, Jan Schöningh, domiciled and residing at 597 Roslyn Avenue, Westmount, Québec, H3Y 2V1, solemnly declare the following:

1. I am the President and Chief Executive Officer of Homburg Invest Inc. and duly authorized representative of the Petitioners for the purpose hereof;
2. I have taken cognizance of the attached *Motion to extend the stay period and to amend the Initial Order (Homco 190 and Homco 191)*;
3. All of the facts alleged in the said motion are true.

AND I HAVE SIGNED

  
\_\_\_\_\_  
Jan Schöningh

SOLEMNLY DECLARED BEFORE ME  
IN MONTRÉAL ON THE  
11<sup>TH</sup> DAY OF DECEMBER 2012.

  
\_\_\_\_\_  
Commissioner for Oaths for  
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## NOTICE OF PRESENTATION

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**TAKE NOTICE** that the *Motion to extend the stay period and to amend the Initial Order (Homco 190 and Homco 191)* will be presented for hearing and allowance in the Superior Court, commercial division, at the Montréal Courthouse, 1 Notre-Dame Street East, Montréal, on December 14, 2012, at 9:15 a.m., or so soon thereafter as counsel may be heard, and in a room to be announced.

**PLEASE ACT ACCORDINGLY.**

MONTRÉAL, December 11, 2012

*Osler, Hoskin & Harcourt LLP*

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**OSLER, HOSKIN & HARCOURT LLP**

Attorneys for the Debtors and Mises-en-cause

No.: 500-11-041305-117

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**SUPERIOR COURT**  
(Commercial Division)  
DISTRICT OF MONTRÉAL

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IN THE MATTER OF THE PLAN OF COMPROMISE OR  
ARRANGEMENT OF :

HOMBURG INVEST INC. ET AL.

Debtors/Petitioners

-and-  
HOMCO REALTY FUND (52) LIMITED PARTNERSHIP  
HOMCO REALTY FUND (190) LIMITED PARTNERSHIP  
HOMCO REALTY FUND (191) LIMITED PARTNERSHIP  
ET AL.

Mises-en-cause

-and-  
SAMSON BÉLAIR/DELOITTE & TOUCHE INC.

Monitor

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MOTION TO EXTEND THE STAY PERIOD AND  
TO AMEND THE INITIAL ORDER (HOMCO 190  
AND HOMCO 191) (Sections 11 and 11.02 of the  
*Companies' Creditors Arrangement Act*, R.S.C., 1985,  
c. C-36), AFFIDAVIT, NOTICE OF PRESENTATION

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ORIGINAL

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