

# SUPERIOR COURT

(Commercial Division)

CANADA  
PROVINCE OF QUEBEC  
DISTRICT OF MONTREAL

No: 500-11-039418-104

DATE: November 20, 2012

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**PRESIDING: THE HONOURABLE BRIAN RIORDAN, J.C.S.**

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IN THE MATTER OF THE JUDICIAL REORGANIZATION PROCEEDINGS OF:

**COMPANIA MEXICANA DE AVIACION, S.A. DE C.V.**

Insolvent Debtor

-and-

**MARU E. JOHANSEN**

Foreign Representative / Petitioner

-and-

**SAMSON BELAIR DELOITTE & TOUCHE INC.**

Information Officer

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## TENTH STAY PERIOD EXTENSION ORDER

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- [ 1 ] **CONSIDERING** the Foreign Representative / Petitioner's *Tenth Motion for the Extension of the Stay Period* dated November 16, 2012, the exhibits produced in support thereof and the affidavit of Maru E. Johansen dated November 16, 2012 produced in support thereof;
- [ 2 ] **CONSIDERING** the order rendered by the Court on August 23, 2012 extending the Stay Period (as defined in the Order on a Motion for Recognition of Foreign Proceedings rendered by this Court in this matter on August 5, 2010) to either November 23, 2012 or an earlier date, as indicated in said order;

- [ 3 ] **CONSIDERING** the representations of the attorneys for the Foreign Representative / Petitioner;
- [ 4 ] **CONSIDERING** the amendment agreed to at the hearing by which the present order should extend beyond three months, that is, for a period of twelve months, in order to minimize costs to the parties, subject to the continued quarterly reporting by the Information Officer;
- [ 5 ] **GIVEN** the provisions of the *Companies' Creditors Arrangement Act*, R.S.C., 1985, c. C-36, as amended;

**THE COURT:**

- [ 6 ] **GRANTS** the *Tenth Motion for the Extension of the Stay Period*;
- [ 7 ] **PRAYS ACTE** of the undertaking of Petitioner Maru E. Johansen to immediately advise the Information Officer, this Court and the members of the service list of the new termination date of the conciliation period to be established by the Mexican Court,
- [ 8 ] **EXTENDS** the Stay Period (as defined in the Order on a Motion for Recognition of Foreign Proceedings rendered by this Court in this matter on August 5, 2010) until the earliest of the following dates:
  - (i) November 20, 2013 or
  - (ii) ten (10) days following the service by Petitioner or the Information Officer to the members of the service list of a notice advising of the new termination date of the conciliation period established by the Mexican Court or
  - (iii) the date established by this Court pursuant to a motion made by any interested party and served to all members of the service list seeking termination of the said Stay Period for valid reason,

the whole subject to all of the other terms of the Initial Order, as amended and extended;

- [ 9 ] **DECLARES** that the notice of presentation of the motion is proper and sufficient;
- [ 10 ] **ORDERS** that the present order is executory notwithstanding appeal;
- [ 11 ] **THE WHOLE WITHOUT COSTS.**

Me François D. Gagnon  
**BORDEN LADNER GERVAIS s.e.n.c.r.l., l.l.p.**  
Attorneys for Foreign Representative / Petitioner

  
BRIAN RIORDAN, J.C.S.

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notaire adjoint