

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF

**PLEASE MUM PARTNERSHIP
ELIA FASHIONS LTD.
BOSSA NOVA FASHIONS LTD.**

NOTICE OF APPLICATION

(ORDER FOR EXTENSION OF TIME TO MAKE A PROPOSAL)

APPLICANTS: PLEASE MUM PARTNERSHIP, ELIA FASHIONS LTD. AND
BOSSA NOVA FASHIONS LTD. (COLLECTIVELY,
"PLEASE MUM" OR "THE COMPANY")

TO: THE PARTIES LISTED ON ATTACHED **SCHEDULE "A"**

TAKE NOTICE that an application will be made by the Applicants to the **Honourable Mr. Justice Burnyeat** the courthouse at 800 Smithe Street, in the City of Vancouver, in the Province of British Columbia on **Monday, November 21, 2011 at 9:00 a.m.** for an Order, substantially in the draft form described in Part 1 below and such other and further relief as Counsel for the Applicants may request and this Honourable Court deems just.

PART 1: ORDER SOUGHT

1. An Order, substantially in the draft form attached hereto as **SCHEDULE "B"** extending time for filing of a Proposal by Please Mum to **November 22, 2011**.

PART 2: FACTUAL BASIS

1. On July 7, 2011, Please Mum filed a Notice of Intention to Make a Proposal under section 50.4 of the *Bankruptcy and Insolvency Act*. Deloitte & Touche Inc. was appointed as the Proposal Trustee of Please Mum.

2. Pursuant to Orders granted August 5, 2011, September 20, 2011, September 30, 2011 and November 14, 2011, the time for Please Mum to file a Proposal has been extended to November 21, 2011.

3. The Honourable Mr. Justice Burnyeat is seized of this proceeding.

4. Counsel for the Proposal Trustee and lead Counsel for Please Mum are both appearing on another proceeding on November 21, 2011 and are therefore not available to make full argument on that date for an extension of time to file a Proposal in this proceeding. However, both counsel are available on November 22, 2011.

5. **Accordingly, on November 21, 2011 at 9:00 am, Please Mum will be seeking a one day extension to November 22, 2011.**

6. Please Mum has confirmed with Vancouver Trial Scheduling that the parties may appear before the Honourable Mr. Justice Burnyeat on November 22, 2011 at 9:00 a.m. to make full argument.

PART 3: LEGAL BASIS

1. *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3;
2. the inherent jurisdiction of this Honourable Court.

PART 4: MATERIAL TO BE RELIED ON

1. Pleadings and proceedings previously filed herein; and
2. Such further and other evidence as may be filed.

The Petitioners estimate that the application will take up to **30 minutes**.

This matter is **not** within the jurisdiction of a Master. **The Honourable Mr. Justice Burnyeat is seized of this matter.**

Date: November 14, 2011



Signature Petitioners' Lawyer

To be completed by the Court only:

Order made

in the terms requested in paragraphs _____ of
Part 1 of this Notice of Application

with the following variations and additional terms:

Date: _____

Signature of Judge Master

APPENDIX

THIS APPLICATION INVOLVES THE FOLLOWING:

- discovery: comply with demand for documents
- discovery: production of additional documents
- other matters concerning document discovery
- extend oral discovery
- other matter concerning oral discovery
- amend pleadings
- add/change parties
- summary judgment
- summary trial
- service
- mediation
- adjournments
- proceedings at trial
- case plan orders: amend
- case plan orders: other
- experts

SCHEDULE "A" – SERVICE LIST

DISTRICT OF BRITISH COLUMBIA
DIVISION NO.: 03-VANCOUVER
COURT NO.: 11-253244
ESTATE NO.: 11-253244

**IN THE SUPREME COURT OF BRITISH COLUMBIA
IN BANKRUPTCY**

**IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF
PLEASE MUM PARTNERSHIP**

INSOLVENT PERSON

DISTRICT OF BRITISH COLUMBIA
DIVISION NO.: 03-VANCOUVER
COURT NO.: 11-253244
ESTATE NO.: 11-253244

**IN THE SUPREME COURT OF BRITISH COLUMBIA
IN BANKRUPTCY**

**IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF
PLEASE MUM PARTNERSHIP**

INSOLVENT PERSON

<p>Fraser Milner Casgrain LLP 250 Howe Street, 20th Floor Vancouver, BC V6C 3R8</p> <p>Attention: John Sandrelli/Cindy Cheuk</p> <p>Telephone: (604) 443-7132 (J. Sandrelli) (604) 691-6463 (C. Cheuk) Facsimile: (604) 683-5214 Email: john.sandrelli@fmc-law.com cindy.cheuk@fmc-law.com</p> <p>cc: Kelly Tsang – Kelly.tsang@fmc-law.com cc: Robin Peardon – robin.peardon@fmc-law.com cc: F. Thibodeau – fran.thibodeau@fmc-law.com</p> <p><i>Counsel for the Insolvent Person</i></p>	<p>Deloitte & Touche Inc. P.O. Box 49279 #2800 – 1055 Dunsmuir Street Vancouver B.C. V7X 1P4</p> <p>Attention: Huey Lee</p> <p>Telephone: (604) 640-3060 Facsimile: (604) 899-2950 Email: huelee@deloitte.ca</p> <p><i>Proposal Trustee</i></p>
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SCHEDULE "A" – SERVICE LIST

<p>Alvarez & Marsal Canada ULC #1680 – 400 Burrard Street Vancouver, B.C. V6C 3A6</p> <p>Attention: Todd Martin/Pam Boparai</p> <p>Telephone: (604) 638-7445 (T. Martin) (604) 443-5030 (P. Boparai)</p> <p>Facsimile: (604) 638-7441</p> <p>Email: tmartin@alvarezandmarsal.com/ pboparai@alvarezandmarsal.com</p> <p><i>Consultant to the Royal Bank of Canada</i></p>	<p>Fasken Martineau DuMoulin LLP #2900 – 550 Burrard Street Vancouver, B.C. V6C 0A3</p> <p>Attention: Brent Lewis/John Grieve</p> <p>Telephone: (604) 631-4889 (B. Lewis) (604) 631-4772 (J. Grieve)</p> <p>Facsimile: (604) 632-4889</p> <p>Email: blewis@fasken.com/ jgrieve@fasken.com</p> <p><i>Counsel for the Royal Bank of Canada</i></p>
<p>British Columbia Office of the Superintendent of Bankruptcy 300 Georgia Street W, Suite 2000 Vancouver, British Columbia V6B 6E1</p> <p>Tel.: 1-877-376-9902 (toll free) Fax: 604-666-4610</p>	<p>Deloitte & Touche Inc. 2800 - 1055 Dunsmuir St, Vancouver, BC, V7X 1P4 Attention: John Somerville</p> <p>Direct 604-640-3210 Fax 604-899-8159 Email: jsomerville@deloitte.ca</p> <p>Proposal Trustee</p>
<p>McLean & Kerr LLP Suite 2800 130 Adelaide Street West Toronto, ON V5H 3P5</p> <p>Attention: Linda Galessiere Phone: 416-369-6609 Fax: 416 366 8571 Email: lgalessiere@mcleankerr.com</p> <p>Attention: Wally Stevenson Phone: 416.369.6602 Fax: 416 366 8571 Email: wstevenson@mcleankerr.com</p> <p>cc: Phil Harrs at Ivanhoe pharrs@ivanhoecambridge.com</p> <p><i>Counsel for: Ivanhoe Cambridge Inc., 20 VIC Management Inc (on behalf of OPB Realty Inc. and Lansdowne Mall Inc.), Morguard Investments Limited, Retrocom Mid Market REIT, Crombie Real Estate Investment Trust and Primaris Retail Real Estate Investment Trust</i></p>	<p>Lawson Lundell LLP 1600 – 925 West Georgia Street Vancouver BC V6C 3L2</p> <p>Attention: Michael Morgan Phone: 604 685 3456 Fax: 604 669 1620 Email: mmorgan@lawsonlundell.com</p> <p>cc Email: wroberts@lawsonlundell.com</p> <p><i>Counsel for Shape Properties (Lougheed) Ltd. and Shape Properties (Brentwood) Ltd.</i></p>

SCHEDULE "A" – SERVICE LIST

<p>Ivanhoe Cambridge Inc. 95 Wellington Street West, Suite 300 Toronto ON M5J 2R2</p> <p>Attention: Kari Kim – Gallately (Solicitor - Legal Affairs – Western Region)</p> <p>Phone: 416 369 1200 Fax: 416 369 1327 Email: kkim@ivanhoecambridge.com</p> <p><i>Internal Counsel for Invanhoe Cambridge Inc.</i></p>	<p>Fernandes Hearn LLP 155 University Ave Suite 700 Toronto ON M5H 3B7</p> <p>Attention: David Huard Phone: 416 203 9500 Fax: 416 203 9444 Email: david@fernandeshearn.com</p> <p><i>Counsel for Creditors, Tianjin Garment Import & Export Co. Ltd., Jiangsu Guotai International Group Winsum Imp. & Exp. Co. Ltd., China Jiangsu Machinery & Equipment Import & Export Group Corp., Ningbo Original Textile & Apparel Co. Ltd. and Quik-X Transportation Inc. and Jiangsu Saintek Co. Ltd.</i></p>
<p>Blakes 595 Burrard Street PO Box 49314 Suite 2600, Three Bentall Centre Vancouver, BC V7X 1L3</p> <p>Attention: Peter Rubin</p> <p>Phone: 604-631-3315 Fax: 604-631-3309 Email peter.rubin@blakes.com</p> <p><i>Counsel for Experian Marketing Solutions Inc</i></p>	<p>Gehlen Dabbs Lawyers 1201 – 1030 W. Georgia Street Vancouver BC V6E 2Y3</p> <p>Attention: Gregory J. Gehlen</p> <p>Phone: 604 642 6401 Fax: 604 642 6433 Email: gg@gdlaw.ca</p> <p><i>Local Counsel/Agent for McLean & Kerr</i></p>
<p>Can Legal Lawyer Referral 3100 Steeles Avenue West Suite 200 Vaughan Ontario L4K 3R1</p> <p>Attention: Ken Groleau Phone: 905-532-2482 Email: kgroleau@canlegal.net</p> <p><i>Counsel for Sameday Worldwide</i></p>	<p>Gowlings Barristers & Solicitors 550 Burrard Street Suite 2300, Bentall 5 Vancouver, BC V6C 2B5</p> <p>Attention: Colin Brousson Telephone: 604-891-2286 Fax: 604-683-3558 Email: colin.brousson@gowlings.com</p> <p><i>Counsel for Deloitte & Touche Inc.</i></p>

SCHEDULE "B"

No. VLC-S-B-110732
VANCOUVER REGISTRY
Estate No's 11-253244, 11-253245, and 11-253246

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF

PLEASE MUM PARTNERSHIP
ELIA FASHIONS LTD.
BOSSA NOVA FASHIONS LTD.

ORDER

BEFORE THE HONOURABLE
MR. JUSTICE BURNYEAT

MONDAY, THE 21st DAY OF
NOVEMBER 2011

THE APPLICATION of Please Mum Partnership, Elia Fashions Ltd. and Bossa Nova Fashions Ltd. (collectively, "**Please Mum**"), coming on for hearing on November 21, 2011 and on hearing Cindy Cheuk, counsel for Please Mum, and other Counsel as listed on Schedule "A" hereto, and upon reading the materials filed herein including the Notice of Application, dated November 14, 2011.

THIS COURT ORDERS that:

1. The time for the filing of a Proposal by the Petitioners under Part III of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (the "**BIA**"), as extended by the Orders made herein August 5, 2011, September 20, 2011, September 30, 2011 and November 7, 2011, be further extended until November 22, 2011.
2. Notwithstanding paragraph 1 of this Order, 0710345 B.C. Ltd., upon giving no less than two clear days notice to Please Mum or such lesser amount of notice

SCHEDULE "B"

as this Court may order, shall not be bound by the stay of proceedings pursuant to section 69(1) of the BIA during the period of the extension.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED AS BEING BY CONSENT.

BY THE COURT

DISTRICT REGISTRAR

APPROVED AS TO FORM:

*Counsel for Please Mum Partnership,
Elia Fashions Ltd. and Bossa Nova Fashions Ltd.*

SCHEDULE "B"

SCHEDULE "A"

LIST OF COUNSEL APPEARING

Counsel:	Appearing For:
Cindy Cheuk	Petitioners