

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE

)

THURSDAY, THE 23RD

)

JUSTICE RAY

)

DAY OF DECEMBER, 2010

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
R.S.C. 1985, c. C-36, AS AMENDED

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT
of Envision Engineering & Contracting Inc., Iona Contractors Ltd.,
Western Construction and Combustion Services Inc.,
Bow Valley Electrical Services Ltd., Inter Project Systems Inc.
and Landex Construction Inc. (the "Applicants")

ORDER

THIS MOTION by Guarantee Company of North America ("GCNA") to amend the Initial Order made by the Honourable Mr. Justice Ray dated December 14, 2010 (the "Initial Order") was heard this day by conference call at 161 Elgin Street, Ottawa, Ontario.

ON READING the affidavit of Tara Wishart sworn December 23, 2010 and the Exhibits thereto, filed, and upon hearing the submissions of GCNA, the Applicants, Alberta Treasury Branches and RSM Richter Inc., in its capacity as Court appointed Monitor.

1. **THIS COURT ORDERS** that the Initial Order be and the same is amended to add the following paragraphs:

8.2 **THIS COURT ORDERS** that nothing in this Initial Order shall affect a bonding company's or surety's ability to attend on or investigate any bonded projects, including discussing such bonded projects with any Obligee or Claimant,

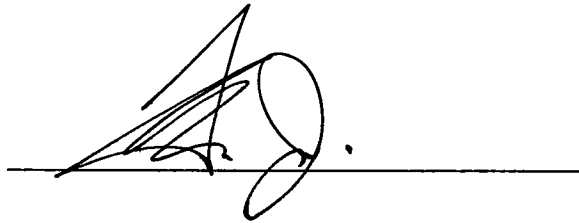
as those terms are defined in any performance bonds or labour and material payment bonds issued in respect of the Applicants.

8.3 THIS COURT ORDERS that any Obligee or Claimant under any bond is entitled to provide notice to any bonding company or surety of any claim that it is advancing and the bonding company or surety shall be entitled to make such investigations as it deems appropriate in the ordinary course under the relevant bond.

8.4 THIS COURT ORDERS that no bonding company or surety shall make any payment to an Obligee or Claimant pending further Order of this Court, *EXCEPT IN URGENT SITUATIONS WHERE, AND ONLY TO THE EXTENT THAT THE SURETY DEEMS IT NECESSARY TO MITIGATE POTENTIAL CLAIMS UNDER THE BONDS OR ON PRIOR REASONABLE NOTICE TO THE MONITOR AND THE APPLICANTS.*

20. THIS COURT ORDERS that the Monitor, in addition to its prescribed rights and obligations under the CCAA, is hereby directed and empowered to:

- (j) provide the affected bonding company or surety and the ATB with notice of any payments received in respect of a bonded project.



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SUPERIOR COURT OF JUSTICE**

Proceeding Commenced at Ottawa

O R D E R

BORDEN LADNER GERVAIS LLP

Barristers and Solicitors
1100 – 100 Queen Street
Ottawa ON K1P 1J9

Richard Shaban, Craig Hill, Kevin P. Nearing
(613) 237-5160 telephone
(613) 230-8842 facsimile

Lawyers for Guarantee Company of North America

Box 368

File No. 017698-000177/ems