

**Supreme Court of Nova Scotia
In Bankruptcy and Insolvency**

IN THE MATTER OF: The Receivership of Atlantic Oriental Wholesale (AOW) Inc.

BETWEEN:

Business Development Bank of Canada,

Applicant

and

Atlantic Oriental Wholesale (AOW) Inc.

Respondent

ACTIVITIES, DISCHARGE, DISTRIBUTION & FEES ORDER

Before the Honourable Justice

in chambers

Whereas Deloitte Restructuring Inc. (“**Deloitte**”) was appointed as receiver (in such capacity, the “**Receiver**”) of all of the assets, undertakings and properties of Atlantic Oriental Wholesale (AOW) Inc. acquired for, or used in relation to a business carried on by AOW, pursuant to the order of this Honorable Court issued on April 11, 2024 (the “**Receivership Order**”);

And Whereas the Receiver has made a motion seeking an Order: (i) abridging the notice requirements, if required, (ii) approving the Receiver’s activities to date as set out in the Receiver’s Fourth Report dated April 17, 2025 (the “**Fourth Report**”), (iii) approving the fees and disbursements of the Receiver and those of its counsel, (iv) approving the distribution of funds as set out in the Fourth Report, and (v) discharging Deloitte from its duties as Receiver;

Upon reading the Fourth Report and the other materials on file herein;

And Upon hearing the submissions on behalf of the Receiver and such other parties who were present and wished to be heard at the motion;

Now Upon Motion it Is Ordered That:

APPROVAL OF ACTIVITIES

1. The activities of the Receiver as set out in the Fourth Report are ratified and approved.

2. The Receiver's consolidated statement of receipts and disbursements, as set out in the Fourth Report at Appendix A, is hereby passed and approved.

APPROVAL OF FEES

3. The fees and disbursements of Deloitte, as Receiver, and of its counsel, copies of which are annexed to the Fourth as Appendices I and J, are hereby passed and allowed.
4. The Receiver is authorized to pay additional fees and disbursements incurred to complete this matter including, without limitation, the Estimated Receiver's Fees and Estimated Legal Fees (each as defined in the Fourth Report), provided such fees and disbursements are billed at normal rates.

DISTRIBUTION OF FUNDS

5. The Receiver is authorized to distribute: (a) funds in an amount to pay the Priority Claims (as defined in the Fourth Report) and (b) distribute the funds as proposed in the Distribution Summary at appendix B of the Fourth Report.

DISCHARGE OF RECEIVER

6. Upon the filing of the Receiver's discharge certificate, attached hereto as Schedule "A" (the "**Receiver's Discharge Certificate**"), Deloitte shall be discharged from its duties as Receiver, provided however that notwithstanding its discharge herein, Deloitte shall:

(a) remain Receiver for the performance of such incidental duties as may be required to complete the administration of the receivership herein; and

(b) continue indefinitely to have the benefit of the provisions of all the Orders made in this proceeding, including all approvals, protections, and stays of proceedings in favour of Deloitte, in its capacity as Receiver.

7. Upon the filing of the Receiver's Discharge Certificate, Deloitte is hereby released and discharged from any and all liability that Deloitte now has or may hereafter have by reason of, or in any way arising out of, the acts or omissions of Deloitte while acting in its capacities as Receiver, save and except for any gross negligence or willful misconduct on the Receiver's part. Without limiting the generality of the foregoing, upon the filing of the Receiver's Discharge Certificate, Deloitte is hereby forever released and discharged from any and all liability relating to matters that were raised, or which could have been raised, in the receivership, save and except for any gross negligence or willful misconduct on the Receiver's part.

Issued at Halifax, Nova Scotia this ____ day of May 2025

Deputy Prothonotary

Schedule "A"
Receiver's Discharge Certificate

Hfx No. 532179

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Business Development Bank of Canada,

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DISCHARGE CERTIFICATE

Whereas Deloitte Restructuring Inc. ("**Deloitte**") was appointed as receiver (in such capacity, the "Receiver") of all of the assets, undertakings and properties of Atlantic Oriental Wholesale (AOW) Inc. (the "Company") acquired for, or used in relation to a business carried on by the Company, pursuant to the Order of this Honorable Court dated April 11, 2024;

And Whereas pursuant to an Order of this Honorable Court dated _____, 2025 (the "**Distribution and Discharge Order**"), Deloitte was discharged as Receiver, effective upon the filing by the Receiver with the Court of a certificate certifying that Deloitte has completed the Remaining Activities (as defined in the Receiver's Fourth Report dated April 15, 2025), provided however that, notwithstanding its discharge: (a) Deloitte shall remain Receiver for the performance of such incidental duties as may be required to complete the administration of the receivership herein, and (b) Deloitte shall continue to have the benefit of the provisions of all Orders made in this proceeding, including all approvals, protections and stays of proceedings in favour of Deloitte, in its capacity as Receiver;

The Receiver Certifies the following:

1. The Receiver has paid all amounts, fees, and disbursements required to be paid pursuant to the Distribution and Discharge Order.
2. All Remaining Activities have been completed to the satisfaction of the Receiver.

DATED this ____ day of _____, 2025.

DELOITTE RESTRUCTURING INC.,
solely in its capacities as the Court-appointed
Receiver of Atlantic Oriental Wholesale
(AOW) Inc. and not in its personal or
corporate capacity

Per: _____
Name: James Foran Title: Senior Vice
President