

Form 23.03

2023

Hfx No. 521470

Supreme Court of Nova Scotia  
In Bankruptcy and Insolvency

IN THE MATTER OF: THE RECEIVERSHIP OF MERIDIEN ATLANTIC FISHING LTD., ROCKY  
COAST SEAFOODS LTD. AND 9514228 CANADA INC.

Between:

**THE TORONTO-DOMINION BANK**

Applicant

and

**MERIDIEN ATLANTIC FISHING LTD.,  
ROCKY COAST SEAFOODS LTD. and 9514228 CANADA INC.**

Respondents

**Notice of Motion**

**To: Service List at Schedule "A"**

**Motion**

Deloitte Restructuring Inc. ("**Deloitte**"), as Receiver of all of the assets, undertakings and properties of Meridien Atlantic Fishing Ltd., Rocky Coast Seafoods Ltd. and 9514228 Canada Inc. (the "**Companies**") acquired for, or used in relation to a business carried on by the Companies, moves for the following relief:

1. sealing of the Confidential Supplement to the Sixth Report dated June 4, 2024;
2. approval of the sale of the real property located at 735-739 Highway 1, Nova Scotia (PID Nos. 30043939 and 30206874) (exclusive of the tunnel freezer located on the real property);
3. approval of the sale of certain assets of the Companies; and
4. approval of the Receiver's activities to date.

### **Time and place**

The motion is to be heard by a judge on Tuesday, June 11, 2024 at 2:00 p.m. at the Law Courts, 1815 Upper Water Street, Halifax, Nova Scotia. The moving party has set the motion for hearing in a half day or less in chambers. The moving party says that the motion will not require more time.

### **References**

The moving party relies on the following legislation, Rules, or points of law:

- *Bankruptcy and Insolvency Act*, R.S.C., 1985, c. B-3;
- *Bankruptcy and Insolvency General Rules*, CRC, c. 368, Rule 6 (providing for 4 days' notice of the motion); and
- *Nova Scotia Civil Procedure Rules*, Rules 2.03, 23 and 85.

### **Evidence**

The evidence in support of the motion is as follows:

1. Previous Reports of Deloitte filed with this Court;
2. Sixth Report of Deloitte dated June 4, 2024, filed with this motion;
3. Confidential Supplement to the Sixth Report dated June 4, 2024 (sealed); and
4. Solicitor's Affidavit of David Wedlake sworn on June 4, 2024, filed with this motion.

### **Possible order against you**

You may file an affidavit and a brief, attend the hearing of the motion, and state your position on whether the proposed order should be made. If you do not attend, the judge may grant an order without further notice to you.

### **Signature**

Signed June 4, 2024



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**Sara L. Scott / David Wedlake**  
Stewart McKelvey  
600-1741 Lower Water Street  
Halifax, NS B3J 0J2  
Telephone: (902) 420-3363  
Facsimile: (902) 420-1417  
**Counsel for the Receiver,**  
**Deloitte Restructuring Inc.**

**Schedule "A"  
Service List**

PARTY	CONTACT
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<p><b>Deloitte Restructuring Inc.</b> Queen's Marque 800-1741 Lower Water Street Halifax, NS B3J 0J2</p> <p><b>Stewart McKelvey</b> Queen's Marque 600-1741 Lower Water Street, Halifax, NS B3J 0J2</p>	<p>James Foran, LIT <a href="mailto:iforan@deloitte.ca">iforan@deloitte.ca</a></p> <p>Sara L. Scott <a href="mailto:sscott@stewartmckelvey.com">sscott@stewartmckelvey.com</a></p> <p>David Wedlake <a href="mailto:dwedlake@stewartmckelvey.com">dwedlake@stewartmckelvey.com</a></p>
<p><b>9514228 Canada Inc.</b> c/o BOYNECLARKE LLP Metropolitan Place, Suite 600 99 Wyse Road Dartmouth, NS B2Y 3Z5</p>	<p>Tracy Smith <a href="mailto:tsmith@boyneclarke.ca">tsmith@boyneclarke.ca</a></p>
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<p><b>Workers' Compensation Board of NS</b> 5668 South Street Halifax NS B3J 2Y2</p>	<p>Brenda Carvery <a href="mailto:brenda.carvery@wcb.ns.ca">brenda.carvery@wcb.ns.ca</a></p>
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<p><b>Canada Revenue Agency</b> Insolvency Division 145 Hobsons Lake Drive Halifax, NS B3J 215</p>	<p>Mike MacLean <a href="mailto:mike.maclean@cra-arc.gc.ca">mike.maclean@cra-arc.gc.ca</a></p>