

Form 23.03

2023

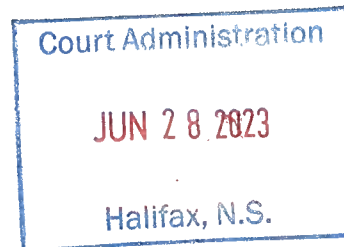
Hfx No. 521470

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 an Order:

1. abridging and validating the timelines pursuant to section 6 of the *Bankruptcy and Insolvency General Rules*, CRC, c 368 and Civil Procedure Rule 2.03;
2. amending the sale and investment solicitation process ("**SISP**") approved by the Court by Order dated April 14, 2023;
3. approving the increase of the Receiver's borrowing charge from \$250,000 to \$350,000, as set out in para. 26 of the Receivership Order; and
4. approving the activities of the Receiver to date.

Time and place

The motion is to be heard by a judge on Tuesday, July 4, 2023 at 10:30 a.m. in the Law Courts, 1815 Upper Water Street, Halifax, Nova Scotia. The moving party has set the motion for

hearing in a half hour 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; and
- *Nova Scotia Civil Procedure Rules* 2.03 and 23.

Evidence

The evidence in support of the motion is as follows:

1. First Report of Deloitte dated April 5, 2023, filed with the Court; and
2. Second Report of Deloitte dated June 27, 2023 and 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 27, 2023



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Halifax, NS B3J 0J2
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**Counsel for the Receiver,
Deloitte Restructuring Inc.**

**Schedule "A"
Service List**

PARTY	CONTACT
<p>The Toronto Dominion Bank c/o Cox & Palmer Nova Centre, South Tower 1500-1625 Grafton Street PO Box 2380 Central Halifax, NS B3J 3E5</p>	<p>Email: GMacDonald@coxandpalmer.com Attention: Gavin MacDonald</p> <p>Email: dcassidy@coxandpalmer.com Attention: Devon Cassidy</p>
<p>Deloitte Restructuring Inc. Queen's Marquee 800-1741 Lower Water Street Halifax, NS B3J 0J2</p> <p>Stewart McKelvey Queen's Marquee 600-1741 Lower Water Street, Halifax, NS B3J 0J2</p>	<p>Email: jforan@deloitte.ca Attention: James Foran, LIT</p> <p>Email: kmacleod@deloitte.ca Attention: Kurt Macleod, LIT</p> <p>Email: sscott@stewartmckelvey.com Attention: Sara Scott, P. Eng.</p>
<p>9514228 Canada Inc. c/o BOYNECLARKE LLP Metropolitan Place, Suite 600 99 Wyse Road Dartmouth, NS B2Y 3Z5</p>	<p>Email: tsmith@boyneclarke.ca Attention: Tracy Smith</p>
<p>6318703 Canada Inc. c/o BOYNECLARKE LLP Metropolitan Place, Suite 600 99 Wyse Road Dartmouth, NS B2Y 3Z5</p>	<p>Email: tsmith@boyneclarke.ca Attention: Tracy Smith</p>
<p>Office of the Superintendent of Bankruptcy Maritime Centre 1505 Barrington Street, 16th floor Halifax, NS B3J 2X6</p>	<p>Email: kyndra.taylor@ised-isde.gc.ca Attention: Kyndra Taylor</p> <p>Email: helen.zebedee@ised-isde.gc.ca Attention: Helen Zebedee</p>
<p>Canada Revenue Agency Insolvency Division 145 Hobsons Lake Drive Halifax, NS B3J 215</p>	<p>Email: mike.maclean@cra-arc.gc.ca Attention: Mike MacLean</p>