



No. S-220231  
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA  
IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF THE RECEIVERSHIP OF  
OTSO GOLD CORP.

**BETWEEN:**

**PANDION MINE FINANCE LP, RIVERMET RESOURCE CAPITAL LP  
AND PFL RAAHE HOLDINGS LP**

**PETITIONERS**

**AND:**

**OTSO GOLD CORP.**

**RESPONDENT**

**NOTICE OF APPLICATION**  
**(SLIP RULE)**

**Names of applicants:** Deloitte Restructuring Inc., in its capacity as the court-appointed receiver and manager (in such capacity, the “**Receiver**”) of the assets, property and undertaking of Otso Gold Corp. (the “**Debtor**”)

TAKE NOTICE that an application will be made by the Receiver to the presiding judge or master at the courthouse at 800 Smithe Street, Vancouver, British Columbia, V6Z 2E1 on April 14, 2022 at 9:45a.m.. for the order set out in Part 1 below.

**Part 1: ORDERS SOUGHT**

1. An order in substantially in the form attached as **Schedule “A”** which amends the order made and entered April 12, 2022 (the “**Vesting Order**”) to add, at Schedule D, a document which was omitted when the Vesting Order was entered.
2. Such further and other orders, declarations, and directions as counsel may request and this Honourable Court deems to be just and convenient in the circumstances.

**Part 2: FACTUAL BASIS**

3. On April 12, 2022, Mr. Justice Gomery granted the Vesting Order which approved a transaction for the Receiver to sell certain mineral claims and made directions to implement the transaction, including directions regarding changes in title to mineral claims listed at Schedule D to the Vesting Order.
4. The version of the Vesting Order that was entered with the Court, inadvertently, did not include the schedule of mineral claims at Schedule D, although the Schedule references an attached table.
5. The Receiver seeks an order amending the Vesting Order to insert the mineral claims table at Schedule D.
6. All parties affected by the relief sought and appearing on the application have consented to this correction of the error arising from the omission.
7. The Receiver seeks the correction on an urgent basis to facilitate closing of the transaction contemplated by the Vesting Order and to ensure fulfillment of the conditions of the transaction documents approved by the Vesting Order.

**Part 3: LEGAL BASIS**

8. The Receiver relies upon the Supreme Court Civil Rules, including Rule 8-1 and 13-1(17) and the inherent jurisdiction of this Honourable Court.
9. Pursuant to Rule 13-1(17) of the *Supreme Court Civil Rules*, this Honourable Court may, at any time, correct an error arising from an accidental slip or omission. The Receiver requests the correction of the Vesting Order to insert the mineral claims at Schedule D, which were accidentally omitted from the version submitted for entry, to ensure the result intended by the Court in granting the Vesting Order.

*Lochhead v. Lochhead*, 2011 BCSC 1662 at para 20.

**Part 4: MATERIAL TO BE RELIED ON**


10. Order made April 12, 2022; and
  11. Affidavit #2 of Jennifer Pepper sworn on April 14, 2022.
- The Applicants estimate that the application will take **5 minutes**.

This application is not within the jurisdiction of a master.

TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION: If you wish to respond to this notice of application, you must, within 5 business days after service of this notice of application or, if this application is brought under Rule 9-7, within 8 business days after service of this notice of application,

- (a) file an application response in Form 33,
- (b) file the original of every affidavit, and of every other document, that
  - (i) you intend to refer to at the hearing of this application, and
  - (ii) has not already been filed in the proceeding, and
- (c) serve on the applicant 2 copies of the following, and on every other party of record one copy of the following:
  - (i) a copy of the filed application response;
  - (ii) a copy of each of the filed affidavits and other documents that you intend to refer to at the hearing of this application and that has not already been served on that person;
  - (iii) if this application is brought under Rule 9-7, any notice that you are required to give under Rule 9-7(9).

Date: April 14, 2022



Signature of Lisa Hiebert, counsel for the Receiver

***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 matters 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
- other

**Schedule "A"**

**Draft Order**

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PETITIONERS

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RESPONDENT

ORDER MADE AFTER APPLICATION

BEFORE ) April 14, 2022  
)  
)

ON THE APPLICATION of Deloitte Restructuring Inc. (the “Receiver”), the court appointed receiver and manager of Otso Gold Corp., coming on for hearing at Vancouver, British Columbia, on the 14<sup>th</sup> day of April 2022; AND ON HEARING Lisa Hiebert, counsel for the Receiver; AND UPON reading the material filed, including the Affidavit of Jennifer Pepper made April 14, 2022:

THIS COURT ORDERS AND DECLARES that:

1. The Approval and Vesting Order pronounced by the Honorable Mr. Justice Gomery on April 12, 2022 and entered on April 12, 2022 be and is amended to attach, at Schedule D, the BC Mineral Title Table which is attached as **Schedule “A”** to this Order.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, NOTED ABOVE:

\_\_\_\_\_  
Signature of Lisa Hiebert  
lawyer for applicant, Deloitte Restructuring Inc.

By the Court.

\_\_\_\_\_  
Registrar

## Schedule "A"

### BC Mineral Titles

Mineral claims in respect of cells located in the Atlin Mining Division of northwestern British Columbia:

Title No.	Claim Name	Owner	Title Type	Title Sub Type	Map Number	Issue Date	Good Date	to	Status	Area (ha)
392224	Copper Creek 1	280794 51% - 133018 49%	Mineral	Claim	104J022	2002/Mar/08	2025/Oct/31		GOOD	450
392225	Copper Creek 2	280794 51% - 133018 49%	Mineral	Claim	104J022	2002/Mar/08	2025/Oct/31		GOOD	450
400918	CC 2	280794 51% - 133018 49%	Mineral	Claim	104J022	2003/Mar/01	2025/Oct/31		GOOD	500
400921	PC 3	280794 51% - 133018 49%	Mineral	Claim	104J022	2003/Mar/01	2025/Oct/31		GOOD	500
400922	PC 4	280794 51% - 133018 49%	Mineral	Claim	104J022	2003/Mar/01	2025/Oct/31		GOOD	500
408884	CC 3	280794 51% - 133018 49%	Mineral	Claim	104J022	2004/Mar/05	2025/Oct/31		GOOD	450
408885	CC 4	280794 51% - 133018 49%	Mineral	Claim	104J022	2004/Mar/05	2025/Oct/31		GOOD	450
408887	CC6	280794 51% - 133018 49%	Mineral	Claim	104J022	2004/Mar/05	2025/Oct/31		GOOD	25
408888	CC 7	280794 51% -	Mineral	Claim	104J022	2004/Mar/05	2025/Oct/31		GOOD	25

		133018 49%							
408889	CC 8	280794 51% - 133018 49%	Mineral	Claim	104J022	2004/Mar/05	2025/Oct/31	GOOD	25
408890	CC 9	280794 51% - 133018 49%	Mineral	Claim	104J022	2004/Mar/05	2025/Oct/31	GOOD	25
408891	CC 10	280794 51% - 133018 49%	Mineral	Claim	104J022	2004/Mar/05	2025/Oct/31	GOOD	25
408892	CC 11	280794 51% - 133018 49%	Mineral	Claim	104J022	2004/Mar/05	2025/Oct/31	GOOD	25
408893	CC 12	280794 51% - 133018 49%	Mineral	Claim	104J022	2004/Mar/13	2025/Oct/31	GOOD	450
518533		280794 51% - 133018 49%	Mineral	Claim	104J	2005/Jul29	2025/Oct/31	GOOD	204.29
518534		280794 51% - 133018 49%	Mineral	Claim	104J	2005/Jul29	2025/Oct/31	GOOD	408.72
518535		280794 51% - 133018 49%	Mineral	Claim	104J	2005/Jul29	2025/Oct/31	GOOD	1021.57
518536		280794 51% - 133018 49%	Mineral	Claim	104J	2005/Jul29	2025/Oct/31	GOOD	1124.43
551609	COPPER NORTH	280794 51% - 133018 49%	Mineral	Claim	104J	2007/Feb/11	2025/Oct/31	GOOD	170.9
Total:									6829.30



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**NOTICE OF APPLICATION**

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