**COURT FILE NUMBER** 

COURT OF QUEEN'S BENCH OF ALBERTA

I hereby certify this to be a true copy of

Dated this 14 day of December 2015

the original order

JUDICIAL CENTRE

1201-05843

Clerk's stamp DEC 1 4

**CALGARY** 

IN THE MATTER OF THE COMPANIES' CREDITORS AREA LOCALING RSC 1985, c C-36, AS AMENDED

AND IN THE MATTER OF UBG BUILDERS INC., ALBERTA BUILDERS CAPITAL INC., ALPINE HOMES (2006) INC., AMERICAN BUILDERS CAPITAL (US) INC., EDGEWATER AT GRIESBACH INC., ELITE HOMES (2006) LTD., **EVOLUTION BY GREENBORO INC., GREENBORO COMMUNITIES (2006)** INC., GREENBORO ESTATE HOMES (2006) LTD., GREENBORO HOMES (2006) LTD., GREENBORO LUXURY HOMES INC., HIGH POINTE INC., MOUNTAINEERS VILLAGE (2006) INC., MOUNTAINEERS VILLAGE II INC., ORIGINS AT CRANSTON INC., SOUTH TERWILLEGAR VILLAGE INC., THE BRIDGES MANAGEMENT INC., THE LEDGES INC., TIMBERLINE LODGES (2006) INC., TODAY'S COMMUNITIES (2006) INC., TODAY'S HOMES (2006) INC., TUSCANY DEVELOPMENTS (2006) INC., UBG ALBERTA BUILDERS (2006) INC., UBG ALPINE HOMES (2006) LTD., UBG BRIDGES INC., UBG BUILDERS (USA) INC., UBG COMMERCIAL INC., UBG LAND INC., UBG LOT DEPOSIT CORP., UBG 4500 CALGARY INC., UBG 75 CANMORE INC., UBG 808 CALGARY INC., UNITY INVESTMENTS (2012) INC., VALMONT AT ASPEN STONE INC., VALOUR PARK AT CURRIE INC., VILLAGE AT THE HAMPTONS INC., VILLAGE ON THE PARK INC., WILDERNESS HOMES BY RIVERDALE INC., WILDERNESS RIDGE AT STEWART CREEK INC.

(COLLECTIVELY, THE "APPLICANTS")

**ORDER** 

(re: Valmont Levy)

ADDRESS FOR SERVICE AND CONTACT DENTONS

DOCUMENT

DOCUMENT

**DENTONS CANADA LLP** 

Bankers Court 15<sup>th</sup> Floor, 850 - 2<sup>nd</sup> Street S.W.

Calgary, Alberta T2P 0R8

Attention: David W. Mann / Derek M. Pontin

Ph. (403) 268-7097/6301 Fx. (403) 268-3100

File No.: 549362-1

DATE ON WHICH ORDER WAS

**PRONOUNCED** 

December 14, 2015

NAME OF JUSTICE WHO MADE THIS

INFORMATION OF PARTY FILING THIS

**ORDER** 

The Honourable Justice Jones

**ORDER** 

(Valmont Levy)

UPON the application of the Applicants in these proceedings (collectively, "UBG"); AND UPON having read the Application of the Applicants, dated December 9, 2015, the Twenty-Third Report of the Monitor (the "Report"), and the Affidavit of Rosie Cooney, dated December 14, 2015 (the "Service Affidavit"), all filed, and such other material in the pleadings and proceedings as are deemed necessary; AND UPON hearing counsel for the Applicants, counsel for the Monitor, and other interested parties;

## IT IS HEREBY ORDERED AND DECLARED THAT:

## Service

- 1. The time for service of notice of this application is abridged to the time actually given and service of the Application and supporting material as described in the Service Affidavit is good and sufficient, and this hearing is properly returnable before this Honourable Court today and further service thereof is hereby dispensed with.
- 2. All capitalized terms not otherwise defined in this Order shall have the meaning ascribed to them in the Report.

## Release of Levy

3. The monies held by Burnet Duckworth & Palmer LLP ("BD&P"), on behalf of Condominium Corporation No. 081 3651, in respect of the Levy are to be forthwith remitted and paid to the Monitor, and BD&P is hereby authorized and directed to take all such steps and do all such things as may be necessary to give effect to this Order.

## Miscellaneous

4. The Applicants shall serve, by courier, facsimile transmission, e-mail transmission, or ordinary post, a copy of this Order on all parties present at this application and on all parties who received notice of this application or who are presently on the service list established in these proceedings, and service on any or all other parties is hereby dispensed with. Service effected as aforesaid shall be good and sufficient service.

Justice of the Court of Queen's Bench of Alberta