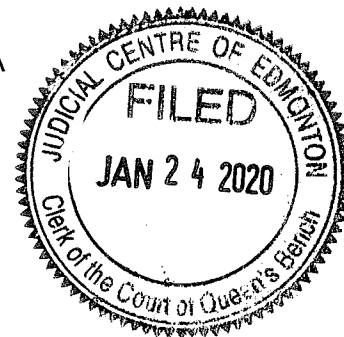


COURT FILE NUMBER 1603 20319
COURT COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE EDMONTON



IN THE MATTER OF THE COMPANIES'
CREDITORS ARRANGEMENT ACT, R.S.C.
1985, c. C-36, AS AMENDED

AND IN THE MATTER OF PARKLAND
AIRPORT DEVELOPMENT CORPORATION

DOCUMENT **APPLICATION**

ADDRESS FOR SERVICE
AND CONTACT
INFORMATION OF PARTY
FILING THIS DOCUMENT

OGILVIE LLP
1400, 10303 Jasper Avenue
Edmonton AB T5J 3N6
Attention: Kentigern A. Rowan, Q.C.
Phone: 780.429.6236
Fax: 780.429.4453
File No.: 3089.58

Service will be accepted by delivery or fax. No other form of service will be accepted.

NOTICE TO RESPONDENT(S):

This application is made against you. You are a respondent. You have the right to state your side of this matter before the master/judge.

To do so, you must be in Court when the application is heard as shown below:

Date: **February 5, 2020**
Time: **8:45 a.m.**
Where: **Law Courts, Edmonton, Alberta**
Before Whom: **The Honourable Justice S.D. Hillier**

Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought:

1. An Order discharging Deloitte Restructuring Inc. as Monitor of Parkland Airport Development Corporation, together with ancillary relief, all as more particularly described in the proposed form of Order attached as Schedule "A".

Grounds for making this application:

2. By Order granted in these proceedings on November 29, 2016, Parkland Airport Development Corporation was granted leave to proceed pursuant to the *Companies Creditors' Arrangement Act* ("CCAA") the ("Order").
3. Pursuant to the aforesaid Order, Deloitte Restructuring Inc. was appointed Monitor.
4. The Order provided for an initial stay of proceedings until December 28, 2016.
5. During the period of the CCA proceedings, the Monitor obtained an order of this Honourable Court suspending and tolling limitation periods applicable to the Monitor and creditors of the company with respect to potentially challenging questioned transactions as particularized in the Monitor's Reports to the Court and the orders granted by the Court (the "Tolling Orders").
6. The stay provided for in the Order and the provisions of the Tolling Orders were extended from time to time with the last extension being granted July 11, 2019, extending the stay of proceedings and the Tolling Orders to November 29, 2019.
7. The stay of proceedings and the Tolling Orders expired on November 29, 2019 and no further extensions were applied for or obtained.
8. Parkland Airport Development Corporation has disposed of its assets and has not proposed a plan of arrangement to its creditors.
9. In the circumstances, there is no longer a need for Deloitte Restructuring Inc. to continue as Monitor of Parkland Airport Development Corporation.

Material or evidence to be relied on:

10. The Reports of the Monitor filed in these proceedings including, but not limited to, its Fourteenth and Final Report filed and served with this Application.

11. The Affidavit of the Monitor, sworn January 23, 2020, and filed and served with this Application.
12. Such further materials and documents as counsel may advise and this Honourable Court may permit.

Applicable rules:

13. N/A.

Applicable Acts and regulations:

14. *Companies Creditors Arrangement Act*, R.S.C. 1985, c.C-36.

Any irregularity complained of or objection relied on:

15. None.

How the application is proposed to be heard or considered:

16. In person, before the Honourable Mr. Justice S.D. Hillier on the date and time as indicated in this Application.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered.

SCHEDULE "A"

COURT FILE NUMBER 1603 20319
COURT COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE EDMONTON

IN THE MATTER OF THE COMPANIES'
CREDITORS ARRANGEMENT ACT, R.S.C.
1985, c. C-36, AS AMENDED

AND IN THE MATTER OF PARKLAND
AIRPORT DEVELOPMENT CORPORATION

DOCUMENT **ORDER FOR APPROVAL OF MONITOR'S
FEES AND DISBURSEMENTS, APPROVAL
OF MONITOR'S ACTIVITIES AND
DISCHARGE OF MONITOR**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
OGILVIE LLP
1400, 10303 Jasper Avenue
Edmonton AB T5J 3N6
Attention: Kentigern A. Rowan, Q.C.
Phone: 780.429.6236
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Service will be accepted by delivery or fax. No other form of service will be accepted.

DATE ON WHICH ORDER WAS PRONOUNCED: February 5, 2020
LOCATION WHERE ORDER WAS PRONOUNCED: Edmonton, Alberta
NAME OF JUSTICE WHO MADE THIS ORDER: Mr. Justice S.D. Hillier

**ORDER FOR APPROVAL OF MONITOR'S FEES AND DISBURSEMENTS, APPROVAL OF
MONITOR'S ACTIVITIES AND DISCHARGE OF MONITOR**

UPON THE APPLICATION of Deloitte Restructuring Inc. in their capacity as Court Appointed Monitor of Parkland Airport Development Corporation (the "Debtor") (the "Monitor"); AND UPON reading the Reports of the Monitor, including but not limited to, the Monitor's Final Report; AND UPON noting that Parkland Airport Development Corporation has disposed of its assets and has not proposed a plan of arrangement to its creditors; AND UPON noting that the stay of proceedings provided for in the Initial Order granted in these proceedings, as extended from time to time, expired on November 29, 2019 and no Application was made for extension thereof; AND UPON being informed that there is an appeal of an Order granted in these

SCHEDULE "A"

proceedings; AND UPON it appearing that there is no need to continue the appointment of the Monitor; AND UPON reading the Affidavit of Service of notice of this Application; IT IS HEREBY ORDERED AND ADJUDGED THAT:

1. Service of notice of this Application and supporting materials is hereby declared to be good and sufficient, and no other person is required to have been served with notice of this Application, and time for service of this Application is abridged to that actually given.
2. The Monitor's accounts for fees and disbursements, as set out in the Monitor's Final Report are hereby approved without the necessity of a formal passing of its accounts.
3. The accounts of the Monitor's legal counsel, Ogilvie LLP, for its fees and disbursements, as set out in the Monitor's Final Report are hereby approved without the necessity of a formal assessment of its accounts.
4. The Monitor's activities as set out in the Monitor's Final Report and in all of its other reports filed herein are hereby ratified and approved.
5. The Monitor is not required to participate in the appeal by Weinrich Contracting Ltd. as described in the Monitor's Final Report.
6. On the evidence before the Court, the Monitor has satisfied its obligations under and pursuant to the terms of the Orders granted in the within proceedings up to and including the date hereof, and the Monitor shall not be liable for any act or omission on its part including, without limitation, any act or omission pertaining to the discharge of its duties in the within proceedings, save and except for any liability arising out of any in fraud, gross negligence or willful misconduct on the part of the Monitor, or with leave of the Court. Subject to the foregoing any claims against the Monitor in connection with the performance of its duties are hereby stayed, extinguished and forever barred.
7. No action or other proceedings shall be commenced against the Monitor in any way arising from or related to its capacity or conduct as Monitor, except with prior leave of this Court on Notice to the Monitor, and upon such terms as this Court may direct.
8. The Monitor is hereby discharged effective immediately.
9. This Order must be served only upon those interested parties attending or represented at the within Application and service may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following the transmission or delivery of such documents.

SCHEDULE "A"

10. Service of this Order on any party not attending this Application is hereby dispensed with.

JUSTICE OF THE COURT OF QUEEN'S
BENCH OF ALBERTA