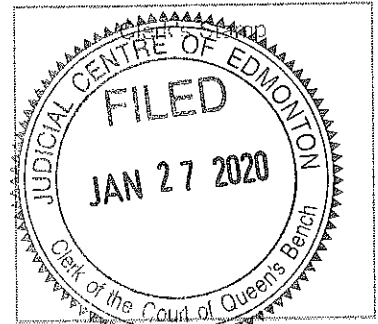


COURT FILE NO. 1603 20319

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE EDMONTON



IN THE MATTER OF THE COMPANIES'
CREDITORS ARRANGEMENT ACT, RSC 1985, c C-
36, as amended

AND IN THE MATTER OF THE PARKLAND
AIRPORT DEVELOPMENT CORPORATION

DOCUMENT **APPLICATION BY 2155734 ALBERTA LTD.**

ADDRESS FOR
SERVICE AND
CONTACT
INFORMATION OF
PARTY FILING THIS
DOCUMENT

Darren Bieganeck, QC
Barrister & Solicitor
Phone: 780.441.4386
Fax: 780.428.9683

File #204-201086
DUNCAN CRAIG LLP
LAWYERS MEDIATORS
2800 Scotia Place
10060 Jasper Avenue
Edmonton, Alberta Canada T5J 3V9

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 Court.

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

Date: February 5, 2020
Time: 8:45 AM
Where: Edmonton Law Courts, 1A Sir Winston Churchill
Square, Edmonton, AB
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, if applicable, abridging the time for service of this Application in support thereof to time actually given and declaring service of the material good and sufficient;

2. An Order (substantially in the form attached as Schedule "A" hereto) discharging entirely the two Writs of Enforcements being registered respectively as instrument number 162 343 580 and 162 347 012 from title to the lands which were transferred into the name of 2155734 Alberta Ltd. pursuant to the Approval and Vesting Order filed with this Court on June 14, 2019.
3. Such further and other Orders as the Court considers it appropriate in the circumstances.

Grounds for making this application:

4. On April 17, 2019 the Approval and Vesting Order – Purchase by 2155734 Alberta Ltd. ("215") was granted by this Honourable Court. The Order was subsequently filed on June 14, 2019;
5. On December 19, 2019, 215 obtained registration to the lands outlined in the Approval and Vesting Order, however, due to inadvertence, two Writs of Enforcements were not discharged off of the titles to the Lands;
6. Such further and other grounds as counsel may advise and the Court permit.

Material or evidence to be relied on:

7. All material on the Court file, including, but not limited to, the Monitor's 12th Report, filed;
8. Such further and other material as counsel may advise and the Court permit;

Applicable rules:

9. Part 1 and Rules 6.1 to 6.5, *Alberta Rules of Court*.

Applicable Acts and regulations:

10. *Companies' Creditors Arrangement Act (Canada)*, sections 11, 11.02(2), (3) and (4) and s. 36.
11. Such further Rules or Statutes as counsel may advise and the Court permit.

Any irregularity complained of or objection relied on:

12. N/A.

How the application is proposed to be heard or considered:

13. In person.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the Applicant 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 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

Clerk's Stamp

IN THE MATTER OF THE COMPANIES'
CREDITORS ARRANGEMENT ACT, RSC 1985,
c C-36, as amended
AND IN THE MATTER OF THE PARKLAND
AIRPORT DEVELOPMENT CORPORATION

DOCUMENT ORDER

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT Darren Bieganeck, QC
Barrister & Solicitor
Phone: 780.441.4386
Fax: 780.428.9683
File #204-201086

DUNCAN CRAIG LLP
LAWYERS MEDIATORS
2800 Scotia Place
10060 Jasper Avenue
Edmonton, Alberta Canada T5J 3V9

DATE ON WHICH ORDER WAS PRONOUNCED: February 5, 2020

LOCATION WHERE ORDER WAS PRONOUNCED: Edmonton, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER: Justice S.D. Hillier

UPON THE APPLICATION of 2155734 Alberta Ltd. ("215"); AND UPON having read the Application filed by 215 and the Monitor's 12th Report dated April 12, 2019; AND UPON hearing the submissions of counsel for 215, counsel for Lafarge Canada Inc., counsel for 1843622 Alberta Ltd.; AND UPON being satisfied there is proper service of notice of this Application; IT IS HEREBY ORDERED AND DECLARED THAT:

- 1) Service of notice of this Application and supporting materials is hereby declared to be good and sufficient. 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) Notwithstanding the requirements of section 191(1) of the *Land Titles Act*, R.S.A. 2000, c. L-7, and notwithstanding that the appeal period in respect of this Order has not elapsed, the Land Titles Registrar shall immediately and forthwith, upon being delivered a certified filed

copy of this Order, discharge, in their entirety, the following encumbrances from the titles to the Lands described at Schedule "A" hereto:

- a) Writ of Enforcement filed by Lafarge Canada Inc. on December 6, 2016 as registration number 162 343 580; and
- b) Writ of Enforcement filed by 1843622 Alberta Ltd. on December 12, 2016 as registration number 162 347 012.

Justice S.D. Hillier

SCHEDULE "A"
Lands

LANDS

PLAN 1421472
BLOCK 1
LOT A
EXCEPTING THEREOUT ALL MINES AND MINERALS
AREA: 27.16 HECTARES (67.11 ACRES) MORE OR LESS

PLAN 1421472
BLOCK 1
LOT 1
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1421472
BLOCK 1
LOT 7
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1421472
BLOCK 1
LOT 8
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1421472
BLOCK 1
LOT 13
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1421472
BLOCK 1
LOT 14
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1421472
BLOCK 1
LOT 26
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1421472
BLOCK 1
LOT 32
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1422007
BLOCK 1
LOT 34
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1422007
BLOCK 1
LOT 35
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PLAN 1422007
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PLAN 1422007
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LOT 107
EXCEPTING THEREOUT ALL MINES AND MINERALS

PLAN 1422007
BLOCK 1
LOT B
EXCEPTING THEREOUT ALL MINES AND MINERALS
AREA: 45.785 HECTARES (113.14 ACRES) MORE OR LESS