

No. H240524
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

ROYAL BANK OF CANADA

PETITIONER

AND:

WHITEWATER CONCRETE LTD.,
WHITEWATER DEVELOPMENTS LTD.,
ROBERT KYLE SMITH,
CRAIG SMITH,
KRYSTLE HOLDINGS LTD.,
BASTIAN HOLDINGS LTD.,
145 GOLDEN DRIVE LTD.,
BARRY CHARLES HOLDINGS LTD.,
BECISON HOLDING CORPORATION,
G.I.H. PROPERTIES LTD.,
MCVICAR & COMPANY HOLDINGS INC.,
TNL DEVELOPMENTS LTD.,
AMAN GILL,
PETER CHAPPELL,
SANDRA CHAPPELL and
TERESA GAUTREAU

RESPONDENTS

ORDER MADE AFTER APPLICATION

APPROVAL OF ACTIVITIES AND INTERIM DISTRIBUTION

BEFORE THE HONOURABLE JUSTICE) 4TH DAY, SEPTEMBER, 2025
STEPHENS)

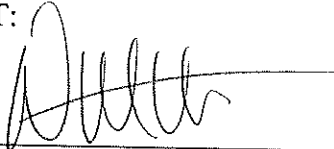
ON THE APPLICATION of Deloitte Restructuring Inc., in its capacity as receiver (the **Receiver**) without security, over certain lands, other assets and property of the Respondents, Whitewater Concrete Ltd., Whitewater Developments Ltd. and 145 Golden Drive Ltd. (the **Debtors**) coming on for hearing at Vancouver, British Columbia, on Thursday, September 4, 2025, at 9:00 a.m. and on hearing Noor Mann, counsel for the Receiver, and those other counsel listed on **Schedule "A"** hereto; AND ON READING the materials filed herein, including the Receiver's First Report

to Court filed May 27, 2025, and the Receiver's Second Report to Court filed herein (the **Second Report**);

THIS COURT ORDERS that:

1. The time for service of the Notice of Application and supporting materials is hereby abridged such that the Notice of Application is properly returnable today and service thereof upon any interested party other than those parties on the Service List attached as Schedule "A" is hereby dispensed with.
2. The activities of the Receiver, as set out in the Second Report, be and are hereby approved.
3. The Receiver is hereby directed and authorized to make an initial distribution to Business Development Bank of Canada, in the amount of \$20,989,966.00.
4. Endorsement of this Order by counsel appearing on this application other than counsel for the Receiver is dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:



NOOR MANN

Counsel for Deloitte Restructuring Inc., in its capacity as receiver without security, over certain lands, other assets and property of the Respondents Whitewater Concrete Ltd., Whitewater Developments Ltd., and 145 Golden Drive Ltd.

BY THE COURT



REGISTRAR



SCHEDULE "A" - LIST OF COUNSEL

Counsel/Person Appearing	Party Represented
Noor Mann	The Receiver, Deloitte Restructuring Inc.
Douglas B. Hyndman	Business Development Bank of Canada

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RESPONDENTS

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(APPROVAL OF ACTIVITIES AND INTERIM DISTRIBUTION)



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