

SUPERIOR COURT
(Commercial Division)

CANADA
PROVINCE OF QUÉBEC
DISTRICT OF MONTRÉAL

No.: 500-11-061483-224

DATE: October 7, 2022

BEFORE THE HONOURABLE CHRISTIAN IMMER, J.S.C.

IN THE MATTER OF THE COMPROMISE OR ARRANGEMENT OF:

**XEBEC ADSORPTION INC.
XEBEC RNG HOLDINGS INC.
APPLIED COMPRESSION SYSTEMS LTD.
COMPRESSED AIR INTERNATIONAL INC.
XEBEC HOLDING USA INC.
ENERPHASE INDUSTRIAL SOLUTIONS, INC.
CDA SYSTEMS, LLC
XEBEC ADSORPTION USA INC.
THE TITUS COMPANY
NORTEKBELAIR CORPORATION
XBC FLOW SERVICES – WISCONSIN INC.
CALIFORNIA COMPRESSION, LLC
XEBEC SYSTEMS USA, LLC
Debtors / Petitioners**

And

DELOITTE RESTRUCTURING INC.
Monitor

ORDER EXTENDING THE STAY OF PROCEEDINGS

- [1] **CONSIDERING** the *Application for an Extension of the Stay of Proceedings* (the "**Application**") pursuant to the *Companies' Creditors Arrangement Act*, RSC 1985, c C-36, as amended ("**CCAA**") and the exhibit and the affidavit of Mr. Dimitrios Vounassis, filed in support thereof;
- [2] **CONSIDERING** the Second Report of the Monitor dated October 6, 2022;
- [3] **CONSIDERING** the submissions of counsel;
- [4] **GIVEN** the provisions of the CCAA
- [5] **GIVEN** the interpretation of section 11.001 CCAA by the honourable Justice Geoffrey B. Morawetz in *Lydian International Limited (Re)*, 2020 ONSC 34 which the Court shares, and given that the reasons which led Mr. Justice Morawetz to extend the stay period of the initial order are also present in this matter, namely: as appears from paragraph 11 of the affidavit of Mr. Vounassis, clear benefits will derive from extending the stay period and the Monitor supports extending the stay period for the reasons more fully set out in his Second Report, inter alia, at sections VIII and IX thereof;
- [6] **GIVEN** that no interested party has contested this stay extension, and several parties interested parties were represented by counsel at the hearing of this stay extension;

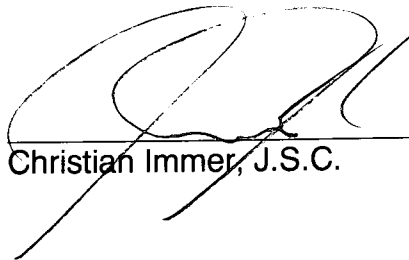
THE COURT HEREBY:

- [7] **GRANTS** the Application.
- [8] **ORDERS** that the time for service of the Application is hereby abridged and validated so that the Application is properly returnable today mad hereby **DISPENSES** with further service thereof.
- [9] **EXTENDS** the Stay Period (as defined in the First Day Initial Order rendered by the Court on September 29, 2022) to and including **October 20, 2022**.
- [10] **DECLARES** that this Order and all other orders in these proceedings shall have full force and effect in all provinces and territories in Canada.
- [11] **REQUESTS** the aid and recognition of any Court, tribunal, regulatory or administrative body in any Province of Canada and any Canadian federal court or in the United States of America, including without limitation the United States Bankruptcy Court for the District of Delaware, and any court or administrative body

elsewhere, to give effect to this Order and to assist the Petitioners, the Monitor and their respective agents in carrying out the terms of this Order.

[12] **ORDERS** the provisional execution of this Order notwithstanding appeal and without security.

[13] **THE WHOLE WITHOUT COSTS.**



Christian Immer, J.S.C.

MTRE SANDRA ABITAN
MTRE JULIEN MORISSETTE
MTRE ILIA KRAVTSOV
(OSLER HOSKIN & HARCOURT LLP)
COUNSEL TO THE PETITIONERS

Hearing date: October 7, 2022