

COURT FILE NUMBER Q.B. No. 1693 of 2017

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE SASKATOON

APPLICANTS COPPER SANDS LAND CORP., WILLOW RUSH DEVELOPMENT CORP., MIDTDAL DEVELOPMENTS & INVESTMENTS CORP., PRAIRIE COUNTRY HOMES LTD. JLL DEVELOPMENTS & INVESTMENTS CORP. and MDI UTILITY CORP.

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
RSC 1985, c C-36, AS AMENDED

AND IN THE MATTER OF A PROPOSED PLAN OF ARRANGEMENT FOR THE CREDITORS
OF COPPER SANDS LAND CORP.,
WILLOW RUSH DEVELOPMENT CORP., MIDTDAL DEVELOPMENTS & INVESTMENTS
CORP., PRAIRIE COUNTRY HOMES LTD.,
JLL DEVELOPMENTS & INVESTMENTS CORP. and MDI UTILITY CORP.

ORDER

(Continuation of Water and Waste Water Utility Services)

Before the Honourable Mr. Justice N. G. Gabrielson in Chambers on 13th day of October, 2020.

UPON THE Application Without Notice of counsel for Industrial Properties Regina Limited and upon reading the Tenth Report of the Monitor dated October 9, 2020, draft Order and the pleadings and proceedings herein and upon consent of counsel for 101297277 Saskatchewan Ltd. ("**7277**") and counsel for Industrial Properties Regina Ltd. (collectively with 7277, the "**Secured Creditors**") and counsel for the Monitor, and upon notice that Jaimey Midtdal, the sole director of the Applicants, has made an assignment in bankruptcy and that the employment of Ken Bender has been terminated by Jaimey Midtdal;

THE COURT ORDERS THAT:

1. The employment of Ken Bender by either or both of Copper Sands Land Corp. and/or MDI Utility Corp. is hereby reinstated effective as of October 7, 2020 on the terms and conditions in effect, and Ken Bender is authorized to continue to perform the services in respect of the Water Utility and Waste Water Utility and in respect of the Copper Sands Trailer Park generally. The severance payment received by Ken Bender from Copper

Sands Land Corp. and/or MDI Utility Corp. shall be treated as an advance against his regular salary. Nothing herein precludes Ken Bender from terminating his employment or from termination by the applicable Applicants, provided that in the case of the latter, the Applicants shall provide the Monitor and the Secured Parties will not less than 5 business days' notice of any intention to terminate the employment of Ken Bender.

2. Effective from the date of this Order, paragraph 7 of the Order of this Court granted March 12, 2019 is hereby terminated to the extent that MLT Aikins LLP was required to take any action or do any matters thereunder. MLT Aikins LLP shall pay into Court to the credit of this proceeding all amounts held in trust by MLT Aikins LLP pursuant to paragraph 7 of that Order. MLT Aikins LLP shall also pay into Court any amounts that may after this date be received by it in respect of paragraph 7 of that Order, if any. The amounts paid into Court shall be dealt with by this Court upon application at a later date.
3. Until further Order of this Court, Ken Bender and the Applicants are hereby directed to deliver any rent revenues or other revenues generated from the Copper Sands Trailer Park to Miller Thomson LLP, such amounts to be retained by Miller Thomson LLP until further Order of this Court.
4. 7277 is hereby authorized (but not required) to expend funds to deal with the reasonable expenses related to the operations of the Copper Sands Trailer Court, including but not limited to amounts payable to Ken Bender in respect of his salary and amounts payable for delivery of services under the Revised Servicing Agreement dated February 6, 2019 between Copper Sands Land Corp. and MDI Utility Corp. Any amounts extended by 7277 pursuant hereto shall rank in priority to all other claims, security interests and encumbrances against the assets and undertaking of Copper Sands.
5. The Monitor shall be and is hereby empowered to immediately release the Catterall & Wright court-ordered reports in respect of the Water Treatment Utility and the Waste Water Treatment Utility to the Saskatchewan Water Security Agency.

6. Any party may apply to this Court for further directions respecting the matters in this Order upon 2 business days' notice to the other parties.

ISSUED at the City of Saskatoon, in the Province of Saskatchewan, this 13th day of October, 2020.

Court Seal

D/ V Gross
Local Registrar

CONTACT INFORMATION AND ADDRESS FOR SERVICE

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