

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE MR.) TUESDAY, THE 7th
)
JUSTICE McEWEN) DAY OF SEPTEMBER, 2021
)

IN THE MATTER OF THE *COMPANIES' CREDITORS
ARRANGEMENT ACT*, R.S.C. 1985, c. C-36, AS AMENDED
(the "**CCAA**")

AND IN THE MATTER OF A PLAN OF COMPROMISE OR
ARRANGEMENT OF EXPRESS GOLD REFINING LTD.
(the "**Applicant**")

ORDER
(**extension of stay period,**
approval of monitor's fees and activities)

THIS MOTION by the Applicant pursuant to the CCAA was heard before me on September 7, 2021 at 330 University Avenue, Toronto, by videoconference due to the COVID-19 pandemic.

ON READING the materials filed including the affidavit of Atef Salama sworn August 30, 2021 and the exhibits thereto (the "**Salama August Affidavit**"), and on reading the sixth report (the "**Sixth Report**") of Deloitte Restructuring Inc. in its capacity as court-appointed monitor (in such capacity, the "**Monitor**"), and on reading the affidavit of Kayla Vieth sworn September 3, 2021 and exhibit thereto, and on hearing the submissions of counsel for the Applicant, the Monitor, Canada Revenue Agency and such other counsel

as were present as may be indicated on the counsel slip, no one else appearing despite being served as appears from the affidavit of service, filed:

I. SERVICE

1. THIS COURT ORDERS that the time for service of the motion record in respect of this motion and the Sixth Report is hereby abridged and validated so that the motion is properly returnable today, and that further service thereof is hereby dispensed with.

II. EXTENSION

2. THIS COURT ORDERS that the “Stay Period” as defined in the second amended and restated initial order made by this court on October 27, 2020 in this proceeding is hereby extended to and including December 10, 2021.

III. APPROVAL OF FEES AND ACTIVITIES

3. THIS COURT ORDERS that the Sixth Report, together with the fourth report of the Monitor dated May 19, 2021 and the fifth report of the Monitor dated June 3, 2021, as well as the activities described therein, are hereby approved, provided, however, that only the Monitor in its personal capacity and with respect to its personal liability shall be entitled to rely upon or utilize in any way such approval.

4. THIS COURT ORDERS that the professional fees and disbursements of the Monitor and its independent legal counsel, Dentons Canada LLP, as set out in the Fee Affidavits (as defined in the Sixth Report), are hereby approved.

5. THIS COURT ORDERS that the Applicant pay all such fees and disbursements from available funds.

6. This order is effective as of its date at 12:01 am and does not need to be entered.

McE T.

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

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT
OF EXPRESS GOLD REFINING LTD.**

7 Sept 21

Order shall go, as per the draft filed and signed.
This Order replaces the earlier Order I made this day which is hereby
rescinded as the parties did not agree on the language of the preamble
and the draft was sent to me in error.



**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**
Proceeding commenced in TORONTO

ORDER
**(extension of stay period,
approval of monitor's fees and activities)**

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