



COURT FILE NUMBER 1901-03824
COURT COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY
PLAINTIFF ROYAL BANK OF CANADA
DEFENDANTS SURFACE PRO SERVICES INC., ATKINS KUNTZ
CONSTRUCTION GROUP INC., 2049829 ALBERTA
INC., DOUGLAS ATKINS, DAVID KUNTZ and
ROGER LEADER

IN THE MATTER OF THE RECEIVERSHIP OF
SURFACE PRO SERVICES INC., ATKINS KUNTZ
CONSTRUCTION GROUP INC. and 2049829
ALBERTA INC.

APPLICANT DELOITTE RESTRUCTURING INC. in its capacity as
court-appointed receiver and manager of the assets,
undertakings and properties of SURFACE PRO
SERVICES INC., ATKINS KUNTZ CONSTRUCTION
GROUP INC. and 2049829 ALBERTA INC.

DOCUMENT **BANKRUPTCY ORDER**

ADDRESS FOR SERVICE AND CONTACT
INFORMATION OF PARTY FILING THIS
DOCUMENT
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File No. 39279-2002

I hereby certify this to be a true copy of
the original order
Dated this 29 day of Aug 2019
for Clerk of the Court

DATE ON WHICH ORDER WAS PRONOUNCED: Thursday, August 29, 2019
NAME OF JUSTICE WHO MADE THIS ORDER: Mr. Justice P.R. Jeffrey
LOCATION OF HEARING: Calgary, Alberta

UPON THE APPLICATION FOR BANKRUPTCY ORDER being made by Deloitte Restructuring Inc. (“**Deloitte**”), having an office at 700, 850 2nd Street SW, Calgary, AB T2P 0R8, in its capacity as the Court-appointed receiver and manager (the “**Receiver**”) of the assets, undertakings and properties of Surface Pro Services Inc., Atkins Kuntz Construction Group Inc. and 2049829 Alberta Inc. (collectively, the “**Debtors**”), having their office at 8916 44 St SE, Calgary, AB T2C 2P6; **AND UPON HAVING READ** the Receivership Order dated March 19, 2019 (the “**Receivership Order**”), the Application and the First Report of the Receiver filed August 19, 2019 (the “**First Report**”) and the Affidavit of Service of Tracy Hutchings, to be filed (the “**Affidavit of Service**”); **AND UPON HEARING** the submissions of counsel for the Receiver, counsel for Royal Bank of Canada, and from any other interested parties who may be present, with no one appearing for any other person on the service list, although properly served as appears from the Affidavit of Service; **AND UPON** it appearing that all interested and affected parties have been served with notice of this Application; **AND UPON** it appearing to the Court that the following acts of bankruptcy have been committed by the Debtor:

- (a) the debts owing by each of the Debtors exceed \$1,000; and
- (b) within the 6 months preceding the date of filing of the Application for Bankruptcy Order, each of the Debtors ceased to meet their liabilities generally as they become due.

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, and 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. Deloitte is permitted and authorized to be appointed as trustee in bankruptcy of the estate of the Debtors, without security.
3. Deloitte is permitted and authorized, upon attending to the necessary filings with the Office of the Superintendent of Bankruptcy, to assign the Debtors or any of them, each corporations incorporated pursuant to the laws of the Province of Alberta, into bankruptcy.

4. Deloitte shall not assign the Debtors, or any of them, into bankruptcy, until October 1, 2019 or such other date as may be agreed to by the parties.
5. This Order must be served only upon those interested parties attending or represented at the within application and service may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following the transmission or delivery of such documents.
6. Service of this Order on any party not attending this Application is hereby dispensed with.

"P. R. Jeffrey"

Justice of the Court of Queen's Bench of Alberta