

# Cassels

December 7, 2020

Via Email, Fax & Courier

Please see attached Service List

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file # 49073-8

Dear Sirs and Mesdames:

**Re: Court File No.: 2001-12759**  
***Royal Bank of Canada v. Swimco Aquatic Supplies Ltd. ("SAS") and Swimco Partnership ("SP"), et. al.***  
**Application scheduled for Monday, December 14, 2020 at 3:00 PM (the "Application")**

We are counsel to Deloitte Restructuring Inc. in its capacity as receiver and manager of SAS and SP (in such capacity, the "Receiver").

Please find enclosed for service upon you the following:

1. Notice of Application, which attaches to it as Schedule "A" and Schedule "B", respectively, draft copies of a Sealing Order and Approval and Vesting Order, unfiled;
2. First Report of the Receiver, unfiled; and
3. a blackline of the Approval and Vesting Order attached as Schedule "B" to the Alberta Model Approval and Vesting Order.

Proofs of filing will follow in due course.

We have also enclosed a copy of the WebEx details provided by the Court of Queen's Bench of Alberta for the Application.

We trust you will find the enclosed to be in order.

Yours truly,

Cassels Brock & Blackwell LLP



Jeffrey Oliver  
Partner

JO/rk  
Encls.  
LEGAL\*51551482.1

## SCHEDULE "A"

**DEC 14, 2020 – ITMO v. SWIMCO AQUATIC SUPPLIES – Dec. 14, 2020 03:00 PM - MACLEOD, J**

Counsel: Please ensure that all relevant parties have received Webex information.

Virtual Courtroom 60 has been assigned for the following matter:

Date: Dec 14, 2020 03:00 PM

Style of Cause: ITMO v. SWIMCO AQUATIC SUPPLIES

Presiding Justice: MACLEOD, J

Virtual Courtroom Link:

<https://albertacourts.webex.com/meet/virtual.courtroom60>

Instructions for Connecting to the Meeting

1. Click on the link above or open up Chrome or Firefox and cut and paste it into your browser address bar.
2. If you do not have the Cisco Webex application already installed on your device, the site will have a button to install it. Follow installation instructions. Enter your full name and email address when prompted.
3. Click on the **Open Cisco Webex Meeting**.
4. You will see a preview screen. Click on **Join Meeting**.

Key considerations for those attending:

1. Please connect to the courtroom 15 minutes prior to the start of the hearing.
2. Please ensure that your microphone is muted and remains muted for the duration of the proceeding, unless you are speaking. Ensure that you state your name each time you speak.
3. If bandwidth becomes an issue, some participants may be asked to turn off their video and participate by audio only.
4. **Note: Recording or rebroadcasting of the video is prohibited.**
5. **Note: It is highly recommended you use headphones with a microphone or a headset when using Webex. This prevents feedback.**

If you are a non-lawyer attending this hearing remotely, you must complete the undertaking located here: <https://www.albertacourts.ca/qb/resources/announcements/undertaking-and-agreement-for-non-lawyers>

For more information relating to Webex protocols and procedures, please visit:

<https://www.albertacourts.ca/qb/court-operations-schedules/webex-remote-hearings-protocol>

You can also join the meeting via the "Cisco Webex Meetings" App on your smartphone/tablet or other smart device. You can download this via the App marketplace and join via the link provided above.

COURT FILE NUMBER      2001-12759

COURT                              COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE              CALGARY

PLAINTIFF                        ROYAL BANK OF CANADA

DEFENDANTS                    SWIMCO AQUATIC SUPPLIES LTD., SWIMCO PARTNERSHIP, BLUE CRUSH BIKINI & BOARDSHORT COMPANY LTD., LORI BACON HOLDINGS LTD., STEVE FORSETH HOLDINGS LTD., STEVE FORSETH ENTERPRISES LTD., AND LORI JO HOLDINGS LTD.

**SERVICE LIST**

<b>Party</b>	<b>Contact Information</b>	<b>Role</b>
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Deloitte Restructuring Inc. Suite 700 850-2nd Street SW Calgary, AB T2P 0R8  Attn: Ryan Adlington Lexi Ng	<a href="mailto:radlington@deloitte.ca">radlington@deloitte.ca</a> <a href="mailto:lexng@deloitte.ca">lexng@deloitte.ca</a>	Receiver
Field LLP 400, 444 – 7 Avenue SW Calgary, AB T2P 0X8  Attn: Trevor Batty	<a href="mailto:tbatty@fieldlaw.com">tbatty@fieldlaw.com</a>	Counsel for Swimco Aquatic Supplies Ltd., Swimco Partnership, Blue Crush Bikini & Boardshort Company Ltd., Steve Forseth Holdings Ltd., Lori Bacon Holdings Ltd., Steve Forseth Enterprises Ltd., Lori Jo Holdings Ltd., and D. Bacon Holdings Ltd.

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<p>McCarthy Tetrault 421 7th Avenue SW Suite 4000 Calgary, AB T2P 4K9</p> <p>Attn: Pantelis Kyriakakis Sean Collins Nathan Stewart</p>	<p><a href="mailto:pkgyriakakis@mccarthy.ca">pkgyriakakis@mccarthy.ca</a> <a href="mailto:scollins@mccarthy.ca">scollins@mccarthy.ca</a> <a href="mailto:nstewart@mccarthy.ca">nstewart@mccarthy.ca</a></p>	<p>Counsel for RBC</p>
<p>Camelino Galessiere LLP 6 Adelaide St. East, Suite 220 Toronto, ON M5C 1H6</p> <p>Attn: Jessica Wuthmann</p>	<p><a href="mailto:jwuthmann@clegal.ca">jwuthmann@clegal.ca</a></p>	<p>Counsel for Ivanhoe Cambridge Morguard Corporation, Cushman &amp; Wakefield and RioCan</p>
<p>Gardiner Roberts LLP Bay Adelaide Centre East Tower 22 Adelaide St. W, Ste. 3600 Toronto, ON M5H 4E3</p> <p>Attn: S. Michael Citak</p>	<p><a href="mailto:mcitak@grllp.com">mcitak@grllp.com</a></p>	<p>Counsel for Oxford Properties</p>
<p>Miles Davison LLP 900, 517 – 10th Avenue SW Calgary, AB T2R 0A8</p> <p>Attn: Daniel K. Jukes</p>	<p><a href="mailto:djukes@milesdavison.com">djukes@milesdavison.com</a></p>	<p>Counsel for Jacqueline Simpson</p>
<p>Torys LLP 525 – 8 Avenue SW, 46 Floor Calgary, AB T2P 1G1</p> <p>Attn: Kyle Kashuba</p>	<p><a href="mailto:kkashuba@torys.com">kkashuba@torys.com</a></p>	<p>Counsel for Cadillac Fairview</p>
<p>Richter 1981 McGill College, 11th Floor Montréal, QC H3A 0G6</p> <p>Attn: Phil Lichtsztral Andrew Adessky</p>	<p><a href="mailto:PLichtsztral@richter.ca">PLichtsztral@richter.ca</a> <a href="mailto:AAdessky@richter.ca">AAdessky@richter.ca</a></p>	<p>Consultant to SAS and SP</p>
<p>Canada Revenue Agency Surrey National Verification And Collection Centre 9755 King George Boulevard Surrey, BC V3T 5E1</p>	<p>1-866-219-0311(fax)</p>	

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Canada Revenue Agency 220 4 Avenue SE Calgary, Alberta, T2G 0L1	403-264-5843 (fax)	
The Office of the Superintendent of Bankruptcy Canada Harry Hays Building 220 4 Avenue, Suite 478 Calgary, Alberta, T2G 4X3 Attn: Megan Kowalchuk	<a href="mailto:megan.kowalchuk@canada.ca">megan.kowalchuk@canada.ca</a>	
Krista Kerth	<a href="mailto:kristakerth@gmail.com">kristakerth@gmail.com</a>	
Ocean State Job Lot 375 Commerce Park Road North Kingstown, Rhode Island 02852 USA Attn: Mike Jones	<a href="mailto:m.jones@osjl.com">m.jones@osjl.com</a>	Potential Bidder
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INA International Ltd. 25 Vanley Cres North York, Ontario, M3J 2B7 Attn: Mandy Revzen	<a href="mailto:mandy.revzen@inasports.com">mandy.revzen@inasports.com</a>	Potential Bidder
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The DB Perks Group 102-2411 Dollarton Highway North Vancouver, British Columbia, V7H 0A3  Attn: Doug Perks	<a href="mailto:doug@comm-aquatic.com">doug@comm-aquatic.com</a>	Potential Bidder
la Vie en Rose 3055, Viau Street Montreal, Quebec, H1V 3J5  Attn: Francois Roberge	<a href="mailto:froberge@lavieenrose.com">froberge@lavieenrose.com</a>	Potential Bidder
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