

Samson Bélair/Deloitte & Touche Inc.

1 Place Ville Marie Suite 3000 Montreal QC H3B 4T9 Canada

Tel.: 514-393-6335 Fax: 514-390-4103 www.deloitte.ca

C A N A D A
PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

COURT. No.: 500-11-041305-117

SUPERIOR COURT

Commercial Division

(sitting as a court designated pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended)

IN THE MATTER OF A PLAN OF ARRANGEMENT AND REORGANIZATION OF:

Homburg Invest Inc.

Homburg Shareco Inc.

Churchill Estates Development Ltd. Inverness Estates Development Ltd.

CP Development Ltd. North Calgary Land

Homburg Management (Canada) Inc.

Debtors / Petitioners

-and-

Homco Realty Fund (52) Limited Partnership

Homco Realty Fund (61) Limited Partnership

Homco Realty Fund (88) Limited Partnership

Homco Realty Fund (89) Limited Partnership

Homco Realty Fund (92) Limited Partnership

Homco Realty Fund (94) Limited Partnership

Homco Realty Fund (96) Limited Partnership

Homco Realty Fund (105) Limited Partnership

Homco Realty Fund (121) Limited Partnership

Homco Realty Fund (122) Limited Partnership

Homco Realty Fund (142) Limited Partnership

Homco Realty Fund (190) Limited Partnership

Homco Realty Fund (191) Limited Partnership

Homco Realty Fund (199) Limited Partnership

Castello Development Ltd.

Mis-en-cause

- and -

SAMSON BÉLAIR/DELOITTE & TOUCHE INC.

(Pierre Laporte, CA, CIRP, person in charge), having a place of business at 1 Place Ville Marie, Suite 3000, Montreal, Quebec, H3B 4T9

Monitor

NOTICE TO CREDITORS OF HOMBURG MANAGEMENT (CANADA) INC.

The Debtors / Petitioners and Mis-en-Cause (collectively, the "HII Group" and, individually, an "HII Group Entity") have been the object of a process under the *Companies' Creditors Arrangement Act* ("CCAA") since the initial order rendered by the Superior Court of Quebec, Commercial Division (the "Court") on September 9, 2011, as amended and extended from time to time (the "Initial Order"). Samson Bélair/Deloitte & Touche Inc. is acting as court-appointed monitor (the "Monitor") in the CCAA proceedings.

Please be informed that, pursuant to an order from the Court (the "**HMCI Order**") rendered on March 14, 2013 (the "**Filing Date**" in the case of HMCI) following a motion filed with the Court on March 12, 2013, Hombug Management (Canada) Inc. ("**HMCI**") was added as Petitioner in the CCAA proceedings. The Initial Order was amended on March 14, 2013 in order to include HMCI as Petitioner, hence allowing it, including its assets and its creditors' interests, to benefit from a stay of proceedings ("**Stay**"), as further provided by the Initial Order, with such exception provided in the HMCI Order. Under the CCAA, the Stay may be extended on such terms and with such modifications as the Court considers appropriate.

On April 30, 2012, the Court rendered an order (the "Claims Process Order") authorizing a process for creditors to prove (a) any claim or right against any HII Group Entity in connection with any unpaid indebtedness, liability or obligation of any kind owed to such person, based in whole or in part on facts which existed on the Filing Date; and (b) any claim or right against any HII Group Entity in connection with any liability or obligation of any kind owed to such person, including any loss or damage incurred or arising as a result of or in connection with the disclaimer, resiliation, repudiation, termination or restructuring by any Debtor of any contract, lease or other agreement, including any employment agreement after the Filing Date, subject to certain conditions further detailed in the Claims Process Order ((a) and (b) collectively, a "Covered Claim").

On March 14, 2013, the Court added HMCI to which the Claim Process Order applies. Subject to the following paragraph, any person who believes that it has a Covered Claim against HMCI must file a Proof of Claim in the CCAA proceedings with the Monitor. Information regarding the CCAA proceedings and the claims process is available on the Monitor's website at: http://www.deloitte.com/ca/homburg-invest.

Proofs of Claim for Covered Claims against HMCI must be received by the Monitor at the address below <u>by no</u> later than 5:00 p.m. (Eastern Prevailing Time) on March 28, 2013 (the "HMCI Claims Bar Date").

Creditors who have questions or who are unable to download a Proof of Claim form from the Monitor's website listed above should contact the Monitor at the address below:

Samson Bélair/Deloitte & Touche Inc.

In its capacity as Court-appointed Monitor of Homburg Invest Inc. and certain of its related entities

1 Place Ville Marie

Suite 3000

Montreal QC H3B 4T9

Attention: Eric Vincent
Telephone: 418-624-5378
Toll free number: 1-855-247-9147
Netherlands: 31 (0) 800 0991150
Outside the Netherlands: 31 79 8904560
Fax: 514-390-4103

E-mail: <u>HomburgInvestCCAA@deloitte.ca</u>

COVERED CLAIMS AGAINST HMCI WHICH ARE NOT RECEIVED BY THE HMCI CLAIMS BAR DATE WILL BE FOREVER BARRED AND EXTINGUISHED.

DATED AT MONTREAL, this 18th day of March, 2013.

SAMSON BÉLAIR/DELOITTE & TOUCHE INC.

Monitor