

NOTICE OF FINAL DEADLINE TO PROVIDE INFORMATION TO RECEIVE THE
FINAL DISTRIBUTION PAYMENT

CANADA
PROVINCE OF QUÉBEC
DISTRICT OF MONTRÉAL

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)

No.: 500-11-041305-117

IN THE MATTER OF THE PLAN OF
COMPROMISE OR ARRANGEMENT OF:

1810040 ALBERTA LTD. (formerly known as
HOMBURG INVEST INC. and **HOMBURG
SHARECO INC.**)

Debtor

-and-

Homco Realty Fund (61) Limited Partnership

Mise-en-cause

-and-

Deloitte Restructuring Inc. (formerly known as
Samson Bélair/Deloitte & Touche Inc.)

Monitor

**NOTICE OF FINAL DEADLINE (SEPTEMBER 27, 2021)
TO PROVIDE INFORMATION TO RECEIVE THE FINAL DISTRIBUTION
PAYMENT**

All capitalized terms not otherwise defined in this Notice shall have the meanings ascribed thereto in the Fifth Joint Amended and Restated Plan of Compromise and Reorganization of 1810040 Alberta Ltd. (formerly known as Homburg Invest Inc. and Homburg Shareco Inc.) (“**HII**”) pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended, and the *Business Corporations Act* (Alberta), R.S.A. 2000, c. B-9, as amended, dated June 30, 2014 (the “**Plan**”), a copy of which is available at <http://www.deloitte.com/ca/homburg-invest>.

TAKE NOTICE THAT, on March 25, 2021, Deloitte Restructuring Inc., in its capacity as Monitor of HII published the Notice of Final Distribution in the several Dutch and Canadian newspapers designated in the Plan, informing the Affected Creditors (including the bondholders) that the Monitor will proceed with the final distribution under the Plan on or after April 27, 2021 (the “**Final Distribution**”). As per the Notice of Final Distribution, all Affected Creditors who had not yet received a distribution from the Monitor in respect of their Proven Claims, or who

were holding one or more uncashed cheques from the Monitor in respect of distributions on account of such Proven Claims, had to provide such information to the Monitor at the latest on April 26, 2021 (the “**Distribution Deadline**”) to participate to the Final Distribution. The Notice of Final Distribution, in accordance with the Plan and the HII/Shareco Sanction and Vesting Order, further provided that, after the Distribution Deadline, the Proven Claims of any Affected Creditor with respect of unclaimed or uncashed distributions shall be forever discharged and forever barred, without any compensation therefore, notwithstanding any Applicable Laws to the contrary, and the Cash amount held by the Monitor would return to the Cash Pool or the Asset Realization Cash Pool pursuant to and in accordance with the Plan.

TAKE NOTICE THAT, on May 14, 2021, the Final Distribution payments under the Plan and the Homco 61 Plan were processed by the Monitor to all Affected Creditors and Homco 61 Affected Creditors with Proven Claims, including to all the bondholders (or their successors) who had provided banking information before the Distribution Deadline.

TAKE NOTICE THAT, following the Final Distribution, the bank processing the wire transfers advised the Monitor that several Final Distribution payments could not be completed due to closed bank accounts or incorrect banking information, and these wires were returned to the Monitor (net of the fees charged by the applicable banks).

TAKE NOTICE THAT, following the Final Distribution, the Monitor, with the support of Stichting Homburg Bonds in its capacity as trustee to the bondholders, has performed extensive work and communicated or tried to communicate with all the possible bondholders, or their successors, for which the Final Distribution payments could not be completed, and has since received missing information from some of them and processed such information in order to proceed with their Final Distribution payment (net of the fees charged by the applicable banks). Despite the work that have been completed by the Monitor and the Trustee, there is a number of cases that could not be resolved as of the date of this Notice of Final Deadline to Provide Information to Receive the Final Distribution Payment.

TAKE NOTICE THAT the Monitor needs updated information from those bondholders (or their successors) with Proven Claims or Homco 61 Proven Claims who have not yet received the Final Distribution payment(s) to which they are entitled, which payments could not be completed to this date due to missing or incorrect information (the “Bondholders with Missing or Incomplete Information”).

TAKE NOTICE THAT the Bondholders with Missing or Incomplete Information are required to send to the Monitor the attached “Change Request Form” together with the appropriate supporting documents according to their situation:

- Copy valid ID such as a passport (mandatory in all situations);
- Testament and death certificate and / or any other document supporting the eligibility of the individual requesting the changes;
- Extract of the chamber of commerce for those who are acting on behalf of a company;
- Extract of a bank statement if considered relevant to demonstrate the account owner and the banking information to use; and/or
- Any other relevant document to other situations, see instructions on the Form

TAKE NOTICE THAT the Bondholders with Missing or Incomplete Information must send to the Monitor, by email at homburginvestccaa@deloitte.ca, their duly completed Change Request Form along with the required supporting documents as soon as possible, but **no later than Monday, September 27, 2021**. The Monitor, during the month of October 2021, expects to proceed with the last Final Distribution payments (net of the fees charged by the applicable banks) to those Bondholders with Missing or Incomplete Information who will have submitted their complete and satisfactory by the deadline of September 27, 2021.

TAKE NOTICE THAT in the event that the complete and satisfactory information is not provided to the Monitor by September 27, 2021, the right to the Final Distribution payments of Bondholders with Missing or Incomplete Information shall be forever discharged and forever barred, without any compensation therefore, notwithstanding any Applicable Laws to the contrary, and the pending amounts, if any, will be treated pursuant to a final determination which will be sought from the CCAA Court in the month of October 2021.

DATED at the City of Montreal in the Province of Quebec, Canada, this [3rd] day of September, 2021.