COURT FILE NUMBER

1501-00955

**COURT** 

COURT OF QUEEN'S BENCH OF

**ALBERTA** 

JUDICIAL CENTRE

**APPLICANTS** 

**CALGARY** 

IN THE MATTER OF THE COMPANIES' CREDITORS

ARRANGEMENT ACT, R.S.C. 1985,

c. C-36, as amended

LUTHERAN CHURCH -

I hereby certify this to be a true copy of

the original Order dated this 20 day of The

CANADA, THE ALBERTA – da

BRITISH COLUMBIA DISTRICT,

ENCHARIS COMMUNITY HOUSING AND SERVICES, ENCHARIS MANAGEMENT

AND SUPPORT SERVICES, AND

LUTHERAN CHURCH – CANADA, THE ALBERTA – BRITISH COLUMBIA DISTRICT

INVESTMENTS LTD.

**DOCUMENT** 

**ORDER** (Parsonage Lot)

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT Fasken Martineau DuMoulin LLP

First Canadian Centre

 $3400, 350 - 7^{th}$  Avenue S.W.

Calgary, AB T2P 3N9

Attention: Travis Lysak / Hannah Roskey

Phone: (403) 261-5350 Facsimile: (403) 261-5351 File No.: 307842.00003

Date on which Order was pronounced:

June 19, 2018

Location where Order was pronounced:

Calgary, Alberta

Name of Justice who made this Order:

Madam Justice B.E.C. Romaine

**UPON HEARING** the Application of the Lutheran Church - Canada, the Alberta - British Columbia District (the "**District**"), Encharis Community Housing and Services ("**ECHS**"), Encharis Management and Support Services ("**EMSS**"), and the Lutheran Church – Canada, the Alberta – British Columbia District Investments Ltd. ("**DIL**") (together, the "**Applicants**"); **AND UPON REVIEWING** the Affidavit sworn by Cameron Sherban in support of the Application; **AND UPON HEARING** submissions from counsel for the Applicants;

## IT IS HEREBY ORDERED AND DECLARED THAT:

- 1. Service of notice of the Application for this Order, and all supporting materials respecting the Application, filed June 6, 2018, is hereby declared to be good and sufficient, and no other person is required to have been served with notice of the Application for this Order, and the time for service of the Application for this Order is abridged to the time actually given.
- 2. All capitalized terms not otherwise defined in this Order shall have the meaning ascribed to them in the Affidavit of Cameron Sherban, sworn June 6, 2018.
- 3. Notwithstanding the definition of the term "Common Property" in section 1(i) of the Prince of Peace Bylaws, the Parsonage Lot is not "Common Property" for the purposes of the Prince of Peace Bylaws, the *Condominium Property Act*, R.S.A. 2000, c. C-22, as amended, or for any other purpose at law or in equity, and the Applicants are authorized to complete the Transaction.

The Honourable Madam Justice B.E.C. Romaine