

COURT FILE NUMBER Q.B. No. 1693 of 2017

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE SASKATOON

APPLICANTS COPPER SANDS LANDS CORP., WILLOW RUSH
DEVELOPMENT CORP., MIDTDAL DEVELOPMENTS &
INVESTMENTS CORP., PRAIRIE COUNTRY HOMES LTD.
JL DEVELOPMENTS & INVESTMENTS CORP. and MDI
UTILITY CORP.

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
RSC 1985, c C-36, AS AMENDED

AND IN THE MATTER OF A PROPOSED PLAN OF ARRANGEMENT FOR THE CREDITORS
OF COPPER SANDS LAND CORP.,
WILLOW RUSH DEVELOPMENT CORP., MIDTDAL DEVELOPMENTS & INVESTMENTS
CORP., PRAIRIE COUNTRY HOMES LTD.,
JL DEVELOPMENTS & INVESTMENTS CORP. and MDI UTILITY CORP.

NOTICE OF APPLICATION

(Termination of CCAA Amended and Restated Initial Order)

NOTICE TO THOSE PARTIES IDENTIFIED ON THE ATTACHED SERVICE LIST

This application is made by Industrial Properties Regina Limited ("IPRL") and 101297277 Saskatchewan Ltd. ("7277"). This application is made against you. You are a respondent. You have the right to state your side of this matter before the Court.

To do so, you must be in Court when the application is heard as shown below:

Where	Court of Queen's Bench 520 Spadina Crescent East Saskatoon, Saskatchewan
Date	Tuesday, October 27, 2020
Time	9:00 a.m.

(Read the Notice at the end of this document to see what else you can do and when you must do it.)

Due to the health risks posed by the COVID-19 pandemic, all chambers applications will be heard by telephone unless the presiding judge has decided otherwise. To confirm the telephone number where you can be reached on the date of the application, you must immediately contact the office of the local registrar at Saskatoon, Saskatchewan at (306) 933-5135 and provide your telephone number. You must remain available by telephone at that number on that date until your matter is heard.

Remedy claimed or sought:

1. An Order terminating the within CCAA proceedings as of the earlier of November 15, 2020 or the effective date of an Order in QBG No 1694, Judicial Centre of Regina involving IPRL and 7277 as Plaintiffs and Applicants, and Copper Sands Land Corp. and MDI Utility Corp. as Defendants and Respondents.

Grounds for making this application:

2. It only became known to counsel for the parties to this CCAA Proceeding on September 15 that the presiding Judge had limited availability to deal with applications prior to the current expiration of the CCAA proceedings scheduled to expire on September 22, 2020 at 11:59 p.m.
3. The engineer reports and reviews ordered by this Court in its order granted April 1, 2020 are not yet completed. Efforts are underway to have those reports and reviews completed as quickly as possible, but it will take some additional time for those to be completed and provided to the Court.
4. 7277 has requested permission from the Monitor and/or the Applicants to allow 7277's engineer consultant access to the lands and premises upon which the Waste Water Utility and Water Utility are located. Such access is sought for the purposes of better understanding the nature, scope, extent and state of completion for the Waste Water Utility and the Water Utility and to have a more informed and better understanding and ability to comment on each of those Utilities. To date, the Applicants have not agreed that such access should be granted. The last position communicated by Jaimey Midtdal, the principal of each of the Applicants was that she saw no need for such on-site investigation to occur.

Material or evidence to be relied on:

- (a) This Notice of Application;
- (b) Order abridging the time for service of this Application (and of an Application for appointment of a receiver)
- (c) Affidavit of Muir Barber sworn October 22, 2020 in QBG No. 1694, Judicial Center of Regina (in respect of an application to appoint a Receiver of Copper Sands Land Corp.)
- (d) Affidavit of Muir Barber sworn October 13, previously filed;
- (b) Draft Order;

(c) Such further and other material as this Honourable Court may allow.

Applicable Acts and regulations:

5. *Companies' Creditors Arrangement Act*, RSC 1985, c. C-36.

DATED at Regina, Saskatchewan, this 22nd day of October, 2020.

KANUKA THURINGER LLP

Per: 

Solicitors for the Plaintiff, Industrial
Properties Regina Limited

DATED at Regina, Saskatchewan, this 22nd day of October, 2020.

MILLER THOMSON LLP

Per: 

Rick M. Van Beselaere, Q.C.,
Solicitors for 101297277 Saskatchewan
Ltd.

NOTICE

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to rely on an affidavit or other evidence when the application is heard or considered, you must reply by giving reasonable notice of the material to the applicant.

**CONTACT INFORMATION AND ADDRESS FOR SERVICE FOR 101297277
SASKATCHEWAN LTD.:**

Name of firm:	Miller Thomson LLP
Name of lawyers in charge of file:	Rick Van Beselaere, Q.C.
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**CONTACT INFORMATION AND ADDRESS FOR SERVICE FOR INDUSTRIAL PROPERTIES
REGINA LIMITED:**

Name of firm:	Kanuka Thuringer LLP
Name of lawyers in charge of file:	Alexander K.V. Shalashniy
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