



SUPERIOR COURT OF JUSTICE

COUNSEL SLIP

COURT FILE NO.: CV-20-00649558-00CL DATE: DECEMBER 13, 2022

NO. ON LIST: 3  
10:30 AM

TITLE OF PROCEEDING: EXPRESS GOLD REFINING -v- ATTORNEY GENERAL

BEFORE JUSTICE: MCEWEN

**PARTICIPANT INFORMATION**

**For Plaintiff, Applicant, Moving Party, Crown:**

Name of Person Appearing	Name of Party	Contact Info
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ATEF SALAMA	AP - Owner	

**For Defendant, Respondent, Responding Party, Defence:**

Name of Person Appearing	Name of Party	Contact Info
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**For Other, Self-Represented:**

Name of Person Appearing	Name of Party	Contact Info
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WARREN LEUNG & PHIL REYNOLDS	Court Monitor, Deloitte	

ENDORSEMENT OF JUSTICE MCEWEN:

The attached order shall go on consent. The stay extension is fair and reasonable. There is sufficient liquidity and I am satisfied that the Applicant continues to act in good faith.

The Monitor & CRA will continue discussions concerning the transcript dispute. If it cannot be resolved they may reattend before me.

Last, the Monitor is authorized to engage with the Chicago ~~Re~~<sup>Tr</sup> Title Insurance Company concerning the Mareva Order.



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**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

THE HONOURABLE MR.	)	TUESDAY, THE 13 <sup>th</sup>
	)	
JUSTICE McEWEN	)	DAY OF DECEMBER, 2022

IN THE MATTER OF THE *COMPANIES' CREDITORS  
ARRANGEMENT ACT*, R.S.C. 1985, c. C-36, AS AMENDED  
(the "**CCAA**")

AND IN THE MATTER OF A PLAN OF COMPROMISE OR  
ARRANGEMENT OF EXPRESS GOLD REFINING LTD.  
(the "**Applicant**")

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**ORDER**  
(**extension of stay period; approval of activities**)

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**THIS MOTION** by the Applicant pursuant to the CCAA was heard before me on December 13, 2022 at 330 University Avenue, Toronto, by videoconference.

ON READING the materials filed including the affidavit of Atef Salama sworn December 6, 2022, and the exhibits thereto, and on reading the twelfth report (the "**Twelfth Report**") of Deloitte Restructuring Inc. in its capacity as court-appointed monitor (in such capacity, the "**Monitor**") filed, and on hearing the submissions of counsel for the Applicant, the Monitor, Canada Revenue Agency and such other counsel as were present as may be indicated on the counsel slip, no one else appearing despite being served as appears from the affidavit of service, filed:

1. **THIS COURT ORDERS** that the time for service of the motion record in respect of this motion and the Twelfth Report is hereby abridged and validated so that the motion is properly returnable today, and that further service thereof is hereby dispensed with.
2. **THIS COURT ORDERS** that the “Stay Period” as defined in the second amended and restated initial order made by this court on October 27, 2020 in this proceeding is hereby extended to and including March 16, 2023.
3. **THIS COURT ORDERS** that the Twelfth Report as well as the activities described therein are hereby approved, provided however, that only the Monitor in its personal capacity and with respect to its personal liability shall be entitled to rely upon or utilize in any way such approval.
4. This order is effective as of its date at 12:01 am and does not need to be issued or entered.

A handwritten signature in black ink, appearing to be 'Melissa', is written above a horizontal line.

**IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT,  
R.S.C. 1985, c. C-36**

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT  
OF EXPRESS GOLD REFINING LTD.**

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
COMMERCIAL LIST**

**Proceeding commenced in TORONTO**

**ORDER**

**(extension of stay period; approval of  
monitor's activities)**

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