



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CV-24-00713128-0000

DATE: April 26, 2024

NO. ON LIST: 2

TITLE OF PROCEEDING: SIMEX INC. et al

BEFORE: JUSTICE CONWAY

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info
R. Graham Phoenix	Counsel for Applicants	gphoenix@LN.law

For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Roger Jaipargas	Counsel for Monitor	rjaipargas@blg.com
Kenneth Kraft	Counsel for RBC	kenneth.kraft@dentons.com
Matilda Lici	Counsel for Disney Location-Based Experiences, LLC et al.	mlici@airdberlis.com
Rachel Nicholson	Counsel for Warner Bros. Discovery Inc.	rnicholson@tgf.ca
Jorden Sleeth	Monitor	jsleeth@deloitte.ca
Richard Williams	Monitor	richwilliams@deloitte.ca

ENDORSEMENT OF JUSTICE CONWAY:

- [1] All defined terms used in this Endorsement shall, unless otherwise defined, have the meanings ascribed to them in the Notice of Motion for today's hearing dated April 22, 2024.
- [2] The Applicants bring this motion for an order terminating the CCAA Proceedings and various ancillary relief related thereto. The motion is unopposed. The relief sought is supported by the Monitor in its Third Report.
- [3] The CCAA Proceedings have run their course and the market has spoken. The SISP did not generate any Qualified Bid. The MBO transaction did not proceed. An orderly liquidation is all that is left.
- [4] The relief sought is acceptable to me. It is all designed to effect the termination of the CCAA Proceedings and permit the orderly liquidation of the companies. Unfortunately, the rationale for pursuing the CCAA Proceedings did not come to fruition and there is no reason to maintain them.
- [5] The form of order is acceptable and I reviewed its contents with counsel at the hearing today. Order to go as signed by me and attached to this Endorsement. This order is effective from today's date and is enforceable without the need for entry and filing.

Handwritten signature of Justice Conway in blue ink.