COURT FILE NUMBER

1901-03824

COURT

COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE

Calgary

PLANTIFF

ROYAL BANK OF CANADA

DEFENDANTS

SURFACE PRO SERVICES INC., ATKINS KUNTZ CONSTRUCTION GROUP INC., 2049829 ALBERTA INC., DOUGLAS ATKINS, DAVID KUNTZ and ROGER

LEADER

DOCUMENT

ORDER

ADDRESS FOR SERVICE AND

Robyn Gurofsky

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DATE ON WHICH ORDER WAS PRONOUNCED: March 15, 2019

LOCATION WHERE ORDER WAS PRONOUNCED: Calgary, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Justice K. Yamauchi

UPON the application (the "Application") of the Royal Bank of Canada (the "Bank"), in respect of Surface Pro Services Inc. ("SPS"), Atkins Kuntz Construction Group Inc. ("AKC") and 2049829 Alberta Inc. ("204") (SPS, AKC and 204 are collectively referred to herein as the "Debtor") to appoint Deloitte Restructuring Inc. as interim receiver of the Debtor; AND UPON having read the Application, the Affidavit of Josh Coonan, sworn on March 12, 2019, the Supplemental Affidavit of Josh Coonan sworn on March 15, 2019, the Affidavit of Stella Kim sworn on March 15, 2019 and the Affidavit of Doug Atkins sworn on March 15, 2019; AND UPON hearing counsel for the Bank and representatives of the Debtor;



I hereby certify this to be a true copy of

the original

Dated this U

IT IS HEREBY ORDERED AND DECLARED THAT:

- 1. The Application is hereby adjourned to 9:00 a.m. on Tuesday, March 19, 2019.
- 2. No later than close of business on Monday, March 18, 2019, the Debtor shall provide the Bank with proof that all remittances have been paid to the Canada Revenue Agency to date for each of SPS and AKC in respect of source deductions and G.S.T.
- 3. As soon as reasonably practicable, SPS and AKC shall provide to the Bank:
 - (a) the list of cheques which SPS and AKC advise they are holding to satisfy employee payroll;
 - (b) the list of employees and employee cheques which SPS and AKC indicates it is preparing to satisfy employee payroll for March 15, 2019 and any employee payroll that has not been paid for March 1, 2019 (collectively, "Payroll").
- 4. In the event SPS and AKC provide the Bank with certified funds to satisfy Payroll, the Bank shall authorize the release of the employee cheques referenced in paragraph 3(b) of this Order, to satisfy Payroll.
- 5. Rule 9.4(2)(c) is hereby invoked and approval of this form of order by the Debtor is not required.

Justice of the Court of Queen's Bench of Alberta