

CANADA

SUPERIOR COURT
(Commercial Division)

PROVINCE OF QUÉBEC
DISTRICT OF ST-FRANCOIS

(Sitting as a court designated pursuant to the
Companies' Creditors Arrangement Act, R.S.C.
C. C-36, as amended)

N°: 450-11-000167-134

Sherbrooke, December 12, 2022

PRESENT: The Honourable Justice Gaétan
Dumas, J.S.C.

IN THE MATTER OF THE PLAN OF
COMPROMISE OR ARRANGEMENT OF:

**MONTREAL, MAINE & ATLANTIC CANADA CO.
(MONTREAL, MAINE & ATLANTIQUE CANADA
CIE)**

PETITIONER

and

**RICHTER INC. (FORMERLY RICHTER
ADVISORY GROUP INC. /RICHTER GROUPE
CONSEIL INC.)**

MONITOR

ORDER

SEEING Petitioner's *Application for a Twenty-Seventh Order Extending the Stay Period, for Approval of Professional Fees and for an Increase to the Administration Charge for US Professionals* (the "**Application**") pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, C-36 (as amended, the "**CCAA**") and the sworn declaration in support thereof, as well as the Monitor's Thirty-Seventh Report (exhibit R-1 to the Application);

GIVEN the provisions of the CCAA;

GIVEN the absence of contestation;

WHEREFORE, THE COURT:

[1] **GRANTS** the Application;

- [2] **DECLARES** that the notices given of the presentation of the Application are adequate and sufficient;

EXTENSION OF THE STAY PERIOD

- [3] **ORDERS** that the Stay Period, as defined in the Initial Order, is extended up to and including June 16, 2023, the whole subject to all the other terms of the Initial Order;
- [4] **ORDERS** that all capitalized terms not otherwise defined in the order to be rendered hereon shall have the meanings ascribed thereto in the Amended Plan of Compromise and Arrangement dated as of June 8, 2015 (the "**Amended Plan**");
- [5] **DECLARES** that the Initial Order, as extended on August 23, 2013, September 4, 2013, October 9, 2013, January 23, 2014, February 11, 2014, February 25, 2014, March 12, 2014, April 29, 2014, June 30, 2014, September 24, 2014, November 24, 2014, April 15, 2015, November 30, 2015, May 30, 2016, October 20, 2016, June 16, 2017, December 20, 2017, June 18, 2018, November 21, 2018, June 17, 2019, November 29, 2019, June 11, 2020, December 10, 2020, June 16, 2021, December 17, 2021 and June 14, 2022, shall remain otherwise unchanged;

APPROVAL OF FEES FOR CANADIAN PROFESSIONALS

- [6] **APPROVES** the fees and disbursements (including taxes) of the following professionals as at November 30, 2022, in the following amounts:
- (a) \$36,704 to Richter Inc. (formerly Richter Advisory Group Inc./Richter Groupe Conseil Inc.), Monitor;
 - (b) \$14,951 to the Monitor's counsel, Woods LLP;
 - (c) \$7,545 to Petitioner's counsel, Gowling WLG (Canada) LLP;
- [7] **ORDERS** the Monitor to pay those fees and disbursements, which include applicable sales taxes, from the Indemnity Fund;

- [8] **ORDERS** that the balance of the Administration Charge, as it pertains to the Canadian Professionals, in the amount of \$189,328, plus taxes, be held by the Monitor to secure the payment of all fees and disbursements to be incurred from December 1, 2022, to the closing of the CCAA Proceeding;

INCREASE TO ADMINISTRATION CHARGE FOR U.S. PROFESSIONALS

- [9] **ORDERS** that the amount of the Administration Charge Reserve and of the Administration Charge, as it pertains to the U.S. Professionals, as contemplated by the Amended Plan and the Canadian Approval Order, is hereby increased from \$8,850,000 plus any applicable taxes to \$9,110,000 plus any applicable taxes;
- [10] **ORDERS** the Monitor to pay the amount of \$260,000 to the Estate Representative from the Indemnity Fund;
- [11] **ORDERS** the provisional execution of the order notwithstanding any appeal, without the necessity of furnishing any security;
- [12] **THE WHOLE** without costs.

(s) Gaétan Dumas, j.c.s.

THE HONOURABLE GAÉTAN DUMAS, J.S.C.