

SUPERIOR COURT
(Commercial division)

CANADA
PROVINCE OF QUEBEC
DISTRICT OF MONTREAL

No.: 500-11-057985-208

Date: DECEMBER 23, 2020

PRESIDING: THE HONOURABLE MICHEL A. PINSONNAULT, J.S.C.

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

STOKES INC.

Debtor

and

RICHTER ADVISORY GROUP INC.

Monitor

and

**GEORGINA BOOW, JEFFREY BOOW, JOSHUA JEFFREY BOOW, JESSICA-LYN
BOOW, and JACOB DONALD BOOW, A MINOR BY HIS LITIGATION GUARDIAN
JEFFREY BOOW,**

Applicants

**JUDGMENT ON APPLICATION TO LIFT THE
STAY OF PROCEEDINGS**

- [1] **THE TRIBUNAL**, seized by a Motion to lift the stay of proceedings to allow the continuation of the proceedings against Stokes Inc. before the Ontario Superior Court of Justice, Court file no. CV-19-27530;
- [2] **SEEING** the Motion to lift the stay of proceedings;
- [3] **SEEING** the evidence and the documents filed;

- [4] **CONSIDERING** the consent of Monitor;
- [5] **CONSIDERING** that it is appropriate to order a partial lifting of the stay of proceedings;

WHEREFORE, THE COURT:

- [6] **GRANTS** the present *Motion to Lift the Stay of Proceedings*;
- [7] **ORDERS** that the stay of proceedings as provided for in the Transition Order of the undersigned dated July 27, 2020 (the “**Transition Order**”), as it was and may be extended from time to time, be lifted to allow the continuation of the proceedings against Stokes Inc. before the Ontario Superior Court of Justice, Court file no. CV-19-27530 (the “**Ontario Civil Matter**”), solely for the purposes of seeking to potentially access the proceeds under a contract of commercial general liability insurance issued by Lloyd’s to Stokes Inc., and will obtain access only if the Applicants are successful against Stokes Inc. in the Ontario Civil Matter;
- [8] **ORDERS** that, for greater certainty, unless the Court orders otherwise, the parties to the Ontario Civil Matter shall have no recourse against the present and future assets, rights, undertakings and properties of every nature and kind whatsoever, and wherever situated (including all proceeds thereof) of Stokes Inc., with any such recourse remaining stayed;
- [9] **THE WHOLE**, without costs

MICHEL A. PINSONNAULT, J.C.S.
JP1736

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