

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE) WEDNESDAY, THE 18TH
)
JUSTICE J. DIETRICH) DAY OF JUNE, 2025
)

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

AND IN THE MATTER OF A PLAN OF COMPROMISE OR
ARRANGEMENT OF SYNAPTIVE MEDICAL INC.

(the “Applicant”)

**ORDER
(Stay Extension and Fee Approval)**

THIS MOTION, made by the Applicant, pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended, (the “CCAA”) for an order, among other things: (i) extending the Stay Period up to and including September 30, 2025; (ii) approving the Monitor’s Pre-Filing Report, First Report, Second Report and Third Report (each as defined herein), and the Monitor’s activities, conduct and decisions set out therein; (iii) approving the fees and disbursements of the Monitor and its legal counsel; and (iv) permitting ResidualCo (as defined below) to file for bankruptcy, was heard this day by judicial videoconference in Toronto, Ontario.

ON READING the motion record of the Applicant dated June 12, 2025 (the “**Motion Record**”), filed, the third report of Richter Inc. (“**Richter**”), in its capacity as Monitor of the Applicant (in such capacity, the “**Monitor**”), dated June 14, 2025 (the “**Third Report**”), filed, and on hearing the submissions of counsel for the Applicant, counsel for the Monitor, and those other parties listed on the counsel slip, no one else appearing although duly served as appears from the

lawyer's certificates of service of Mike Noel dated June 13 and 16, 2025, filed, the affidavit of service of Kunalan Shelvarajah sworn June 16, 2025, filed, and the affidavit of service of Elizabeth Nigro sworn June 16, 2025, filed,

SERVICE AND DEFINITIONS

1. **THIS COURT ORDERS** that capitalized terms used in this Order and not otherwise defined herein shall have the meaning ascribed to them in the amended and restated initial order dated March 26, 2025 (as may be further amended and restated from time to time, the "**ARIO**").

STAY EXTENSION

2. **THIS COURT ORDERS** that the Stay Period is hereby extended up to and including September 30, 2025.

APPROVAL OF MONITOR'S REPORTS

3. **THIS COURT ORDERS** that the pre-filing report of Richter, in its capacity as the proposed Monitor, dated March 18, 2025 (the "**Pre-Filing Report**"), the first report of the Monitor dated March 24, 2025 (the "**First Report**"), the second report of the Monitor dated April 22, 2025 (the "**Second Report**"), and the Third Report, and the activities, conduct and decisions of the Monitor set out therein are hereby ratified and approved, provided that only the Monitor, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

APPROVAL OF FEES OF THE MONITOR AND ITS COUNSEL

4. **THIS COURT ORDERS** that the professional fees and disbursements of the Monitor for the period between March 7, 2025 and June 6, 2025, in the amount of \$367,030.16, plus harmonized sales tax ("**HST**") of \$47,737.83, for a total of \$414,767.99, as further set out in the

Third Report and the affidavit of Karen Kimel sworn June 13 2025, attached as Appendix “C” to the Third Report, are hereby approved.

5. **THIS COURT ORDERS** that the professional fees and disbursements of McMillan LLP (“**McMillan**”), counsel to the Monitor, for the period between March 11, 2025 and June 9, 2025, in the amount of \$241,612.81, plus HST of \$31,401.35, for a total of \$273,014.16, as further set out in the Third Report and the affidavit of Tushara Weerasooriya sworn June 13, 2025, attached as Appendix “D” to the Third Report, are hereby approved.

ASSIGNMENT IN BANKRUPTCY

6. **THIS COURT ORDERS** that at such time as 1001270243 Ontario Inc. (“**ResidualCo**”) determines that it is necessary or desirable to do so:

- (a) ResidualCo is hereby authorized to make an assignment in bankruptcy pursuant to *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3 as amended; and
- (b) Richter is hereby authorized and empowered, but not obligated, to act as trustee in bankruptcy in respect of ResidualCo.

GENERAL

7. **THIS COURT ORDERS** that in the event of a conflict between the terms of this Order and those of any other Order of this Court, the provisions of this Order shall govern.

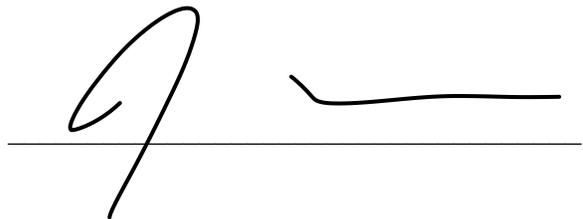
8. **THIS COURT ORDERS** that the Applicant or the Monitor may from time to time apply to this Court for advice and directions in the discharge of their powers and duties hereunder.

9. **THIS COURT ORDERS** that this Order shall have full force and effect in all provinces and territories in Canada.

10. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada, the United States, the European Union or elsewhere, to give effect to this Order and to assist the Applicant, the Monitor and their respective agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Applicant and to the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Monitor in any foreign proceeding, or to assist the Applicant and the Monitor and their respective agents in carrying out the terms of this Order.

11. **THIS COURT ORDERS** that each of the Applicant and the Monitor be at liberty and is hereby authorized and empowered to apply to any court, tribunal, regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order, and that the Monitor is authorized and empowered to act as a representative in respect of the within proceedings for the purpose of having these proceedings recognized in jurisdictions outside Canada.

12. **THIS COURT ORDERS** that this Order and all of its provisions are effective and enforceable as of 12:01 a.m. Eastern Standard Time on the date of this Order without the need for entry or filing on the date hereof.

A handwritten signature, consisting of a large, stylized loop followed by a horizontal line, is positioned above a solid horizontal line that spans the width of the signature area.

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

Court File No. CV-25-00739279-00CL

**AND IN THE PLAN OF COMPROMISE OR ARRANGEMENT OF
SYNAPTIVE MEDICAL INC.**

Applicant

ONTARIO
SUPERIOR COURT OF JUSTICE
Proceeding commenced at TORONTO

Order
(Stay Extension and Fee Approval)

Torys LLP
79 Wellington St. W., Suite 3000
Box 270, TD Centre
Toronto, ON M5K 1N2

Adam Slavens (LSO#: 54433J)
416.865.7333 | aslavens@torys.com

Mike Noel (LSO#: 80130F)
416.865.7378 | mnoel@torys.com

Lawyers for Synaptive Medical Inc.