

COURT FILE NUMBER BK01-095558
BK01-095559

COURT COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY



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IN THE MATTER OF THE *BANKRUPTCY AND INSOLVENCY ACT*, R.S.C. 1985, c B-3, AS AMENDED

AND IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF ATTABOTICS INC. AND ATTABOTICS (US), CORP.

APPLICANTS ATTABOTICS INC. and ATTABOTICS (US), CORP.

DOCUMENT **ORDER**

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DATE ON WHICH ORDER WAS PRONOUNCED: July 29, 2025

LOCATION WHERE ORDER WAS PRONOUNCED: Calgary, Alberta

JUSTICE WHO MADE THIS ORDER: The Honourable Justice P.R. Jeffrey

UPON THE APPLICATION of ATTAbotics Inc. and ATTAbotics (US), Corp. (together, the “**Applicants**”); **AND UPON** reviewing the Affidavit of Michael Saitow, sworn July 21, 2025 and the Affidavit of Mark Dickinson, sworn July 28, 2025 (the “**Dickinson Affidavit**”); **AND UPON** reviewing the Second Report of Richter Inc. in its capacity as proposal trustee of the Applicants (in such capacity, the “**Proposal Trustee**”); **AND UPON** noting that each of the Applicants filed a Notice of Intention to Make a Proposal under subsection 50.4(1) of the *Bankruptcy and Insolvency Act*, RSC 1985, c. B-3 (the “**BIA**”) on July 2, 2025; **AND UPON**

hearing submissions by counsel for the Applicants, counsel for the Proposal Trustee and any other counsel or other interested parties present **AND UPON** noting that capitalized terms used but not otherwise defined herein have the meanings given to such terms in the Order of the Honourable Justice Gill, granted July 4, 2025 (the “**July 4 Order**”);

IT IS HEREBY ORDERED THAT:

SERVICE

1. The time for service of the application for this order (the “**Order**”) is hereby abridged and deemed good and sufficient and this application is properly returnable today, and no person other than those persons served is entitled to service of the application.

EXTENSION OF TIME TO FILE A PROPOSAL

2. The time within which the Applicants are required to file a proposal to their creditors under section 50.4(9) of the BIA is hereby extended to September 15, 2025.

SECOND KEY EMPLOYEE RETENTION PLAN

3. The second key employee retention plan (the “**Second KERP**”), as described in the Dickinson Affidavit, is hereby approved and the Applicants are authorized to make payments contemplated thereunder in accordance with the terms and conditions of the Second KERP.
4. The KERP Charge established and defined at paragraph 19 of the Order of the Honourable Justice Gill granted in these proceedings on July 4, 2025 shall be increased from \$90,000 to the aggregate amount of \$222,921, and shall apply equally to, and secure, all payments contemplated to the Key Employees referred to in the Second KERP.

SALES AND INVESTMENT SOLICITATION PROCESS

5. The Sale and Investment Solicitation Process (subject to any amendments thereto that may be made in accordance therewith and with this Order, the “**SISP**”) attached as Exhibit B to the Dickinson Affidavit is hereby approved, and the Applicants and the Proposal Trustee

are hereby authorized and directed to implement the SISP in accordance with the terms thereof and do all things reasonably necessary to conduct and give full effect to the SISP and implement and carry out the terms and, furthermore, the Applicants and Proposal Trustee are hereby authorized to enter into any resulting agreement(s) or transaction(s) (collectively, the “**SISP Agreements**”) which may arise in connection thereto, as the Applicants and the Proposal Trustee determine are necessary or advisable in connection with or in order to complete any or all of the various steps, as contemplated in and subject to the conditions in the SISP.

6. Nothing herein shall act as authorization or approval of the transfer or vesting of any or all of the Applicants’ property, assets, or undertakings under any SISP Agreements, or otherwise. Such transfer and vesting shall be dealt with and shall be subject to further Order of this Honourable Court.
7. The Applicants and the Proposal Trustee are hereby authorized and empowered to apply to this Honourable Court to amend, vary, or seek any advice, directions, or the approval or vesting of any transactions, in connection with the SISP.
8. The Proposal Trustee, its affiliates, partners, directors, employees, and agents and controlling persons shall have no liability for any and all losses, claims, damages or liabilities of any nature or kind to any person in connection with or as a result of the SISP, except to the extent such losses, claims, damages or liabilities arise or result from the gross negligence or wilful misconduct of the Proposal Trustee in performing its obligations under the SISP, as determined by this Court.


INCREASE TO THE INTERIM FACILITY

9. The Amended and Restated Interim Financing Term Sheet substantially in the form attached as Exhibit C to the Dickinson Affidavit (the “**Amended and Restated Interim Financing Term Sheet**”) is hereby approved.
10. Paragraph 12 of the July 4 Order is hereby amended to delete reference to “\$1.5 million” and replace it with “\$3.5 million”, and all referenced in the July 4 Order to the Interim

Financing Term Sheet shall be deemed to refer to the Amended and Restated Interim Financing Term Sheet.

MISCELLANEOUS

11. Service of this Order may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.



Justice of the Court of King's Bench of Alberta