



SUPERIOR COURT OF JUSTICE

COUNSEL SLIP/ENDORSEMENT

COURT FILE NO.: BK-22-002836316-0031 DATE: 17 August 2022

NO. ON LIST: 4

TITLE OF PROCEEDING: **Canamidex International Corporation**

BEFORE JUSTICE: **OSBORNE**

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party, Crown:

Name of Person Appearing	Name of Party	Contact Info
Brendan Bissell	Canamidex International Corp	bissell@gsnh.com

For Defendant, Respondent, Responding Party, Defence:

Name of Person Appearing	Name of Party	Contact Info
Bart Sarsh and Daniel Lilko	For the Proposal Trustee	sarshb@simpsonwagle.com lillkod@simpsonwagle.com

ENDORSEMENT OF JUSTICE OSBORNE:

1. The company seeks a second extension of the time to make a proposal pursuant to the BIA.
2. I granted the first extension on June 29.
3. The Proposal Trustee recommends and supports the extension, and BMO, the dominant secured creditor, also supports and consents to the extension.

4. I have reviewed the Motion Record, the second report of the Proposal Trustee, and the separately filed Confidential Appendix D to that Second Report.
5. I am satisfied in the circumstances that the requirements set out in section 50.4(9) of the BIA have been met. The extension sought does not exceed 45 days, and the company is well within the aggregate six month period. The company has acted, and is acting, in good faith and with due diligence. I am satisfied that it will likely be able to make a viable proposal if the extension being sought today is granted, and further that no creditor would be materially prejudiced if the extension is granted. The last factor is particularly true given the consent of BMO present here.
6. Finally, with respect to Confidential Appendix D to the Second Report of the Proposal Trustee, it contains appraisal information about the assets to be disposed of and as such, I am satisfied that it should remain confidential and sealed pending the filing by the Proposal Trustee of its Certificate confirming the completion of the sale of those assets. To make that material public before that time would impair and jeopardize the process being undertaken by the Proposal Trustee for the benefit of creditors. I am satisfied that the test for the sealing order as set out in *Sierra Club* and *Sherman Estate* has been met. I direct counsel for the Proposal Trustee to file a physical copy of the confidential material with the Commercial List Office in an envelope clearly marked: "Confidential and Sealed pursuant to Court order. Not to form part of the public record."
7. Order to go in the form signed by me today on the consent of the parties which order is effective without the necessity of issuing and entering.

O'Shea, J.