



Court File No. CV-25-00746939-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE) FRIDAY, THE 27TH
JUSTICE CAVANAGH) DAY OF FEBRUARY, 2026

NATIONAL BANK OF CANADA

Applicant

and

2075508 ONTARIO INC.

Respondent

**IN THE MATTER OF AN APPLICATION UNDER SECTION 243(1) OF THE
BANKRUPTCY AND INSOLVENCY ACT, R.S.C. 1985, C. B-3, AS AMENDED; AND
SECTION 101 OF THE COURTS OF JUSTICE ACT, R.S.O. 1990, C. C.43, AS
AMENDED**

ORDER (AMENDING RECEIVERSHIP ORDER AND ANCILLARY RELIEF)

THIS MOTION made by KSV Restructuring Inc. in its capacity as receiver and manager (in such capacity, the “**Receiver**”) of 2075508 Ontario Inc. (formerly Axiom Real-Time Metrics Inc.) (the “**Company**”) for an Order, among other things, amending the Order of Justice Kimmel dated July 11, 2025 (the “**Receivership Order**”) to remove the limit on the Receiver’s ability to borrow money secured by the Receiver’s Borrowing Charge (as defined in the Receivership Order) and certain ancillary relief was heard this day by judicial videoconference via Zoom in Toronto, Ontario.

ON READING the Notice of Motion of the Receiver and the Second Report to the Court of the Receiver dated February 20, 2026 (the “**Second Report**”) and on hearing

the submissions of counsel for the Receiver, National Bank of Canada and the other parties listed on the counsel slip, no one appearing for any other party although duly served as appears from the Lawyer's Certificates of Service of Ryan Shah dated February 20, 2026, filed;

A. Definitions

1. **THIS COURT ORDERS** that, for the purposes of this Order, capitalized terms not otherwise defined herein shall have the meaning given to them in the Second Report.

B. Service

2. **THIS COURT ORDERS** that the time for service and filing of the Notice of Motion and Motion Record is hereby abridged and validated so that this motion is properly returnable today and hereby dispenses with further service thereof.

C. Approval of Receiver's Report, Interim SRD and Receiver's Fees and Activities

3. **THIS COURT ORDERS** that the Second Report and the Receiver's activities set out therein are hereby ratified and approved, provided, however, that only the Receiver 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.

4. **THIS COURT ORDERS** that the fees and disbursements of the Receiver and its legal counsel, Chaitons LLP, as described in the Second Report, the fee affidavit of Christopher J. Staples sworn February 19, 2026 and the fee affidavit of Robert Kofman sworn February 20, 2026 are hereby approved.

5. **THIS COURT ORDERS** that the Interim SRD be and is hereby approved.

D. Receiver's Borrowing Charge

6. **THIS COURT ORDERS THAT** paragraph 21 of the Receivership Order is hereby amended by deleting the text "provided that the outstanding principal amount does not exceed \$500,000 (or such greater amount as this Court may by further Order authorize) at any time" and replacing this text with "in such principal amounts to be consented to by the Applicant" such that, after giving effect to such an amendment, paragraph 21 of the Receivership Order shall provide as follows:

THIS COURT ORDERS that the Receiver be at liberty and it is hereby empowered to borrow from the Applicant by way of a revolving credit or otherwise, such monies from time to time as it may consider necessary or desirable in such principal amounts to be consented to by the Applicant, at such rate or rates of interest as it deems advisable for such period or periods of time as it may arrange, for the purpose of funding the exercise of the powers and duties conferred upon the Receiver by this Order, including interim expenditures. The whole of the Property shall be and is hereby charged by way of a fixed and specific charge (the "**Receiver's Borrowings Charge**") as security for the payment of the monies borrowed, together with interest, fees, and charges thereon, in priority to all security interests, trusts, liens, charges and encumbrances, statutory or otherwise, in favour of any Person, but subordinate in priority to the Receiver's Charge and the charges as set out in subsections 14.06(7), 81.4(4), and 81.6(2) of the BIA.

Amst.

NATIONAL BANK OF CANADA

-and- **2075508 ONTARIO INC.**

Applicant

Respondent

**ONTARIO
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PROCEEDING COMMENCED AT
TORONTO

ORDER (AMENDING RECEIVERSHIP ORDER)

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