

## SUPREME COURT OF NOVA SCOTIA

**IN THE MATTER OF** the *Companies' Creditors Arrangement Act*, RSC 1985, c C-36, as amended (the "CCAA")

**AND IN THE MATTER OF** an application by Blue Lobster Capital Limited, 3284906 Nova Scotia Limited, 3343533 Nova Scotia Limited and 4318682 Nova Scotia Limited (collectively, the "**Applicants**") for relief under section 11 of the CCAA and other relief

## SUPPLEMENTAL AFFIDAVIT OF GAVIN MACDONALD

I, Gavin MacDonald, of Bedford, in the Province of Nova Scotia, make oath and give evidence as follows:

1. I am counsel to 4723718 Nova Scotia Limited (the "**Lender**"). As such, I have personal knowledge of the matters deposed to in this Affidavit, except where stated to be based on information and belief, in which case, I verily believe the same to be true.
2. I state in this Affidavit the source of any information that is not based on my own personal knowledge, and I state my belief of the source.
3. This Affidavit supplements the evidence given in my Affidavit sworn June 23, 2025 with respect to funds held in escrow by Cox & Palmer (collectively, the "**Escrow Funds**").

I. **ESCROW FUNDS:**

4. I confirm that I have irrevocable authorization from the lenders to release the Escrow Funds, upon the issuance of the CCAA Termination Order, to pay the Applicants' creditors in accordance with such directions as are provided by the Court

II. **CONCLUSION:**

5. I swear this Affidavit in support of a motion brought by the Applicants to terminate the present CCAA proceedings, and for no other or improper purpose.

**SWORN BEFORE ME** in the Halifax Regional Municipality, in the Province of Nova Scotia this 25<sup>th</sup> day of June, 2025



**Erin M. Huntington**  
A Barrister & Solicitor of the  
Supreme Court of Nova Scotia



Gavin MacDonald