

#### SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST)

# **COUNSEL/ENDORSEMENT SLIP**

COURT FILE NO.: CV-25-00743383-00CL

DATE: July 14, 2025

NO. ON LIST: 1

## TITLE OF PROCEEDING:

Hakim Optical Laboratory Limited / Lawrence Opthalmic Lab Inc. / Hakim Worldwide Lenses Inc.

# **BEFORE: Justice W.D. Black**

# **PARTICIPANT INFORMATION**

#### **For Plaintiff, Applicant:**

Name of Person Appearing	Name of Party	Contact Info
Jamie Ernst	Hakim Optical Laboratory	ernst@bennettjones.com
Jesse Mighton	Limited / Lawrence Opthalmic	mighton@bennettjones.com
	Lab Inc. / Hakim Worldwide	
	Lenses Inc.	

# For Defendant, Respondent:

Name of Person Appearing	Name of Party	Contact Info

## or Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Jordan Wong – Court Appointed	KSV Restructuring	jwong@ksvadvisory.com
Monitor		mvininsky@ksvadvisory.com
Mitch Vininsky, Court		
Appointed Monitor		
Maurice Fleming	DIP Lender	mfleming@LN.Law
George Benchetrit	Monitor	george@chaitons.com

#### **ENDORSEMENT OF JUSTICE BLACK:**

- [1] This was a motion by the Applicants for a further Stay Extension Order under the CCAA (all as defined in the materials; in this endorsement I will use other terms as defined in the materials submitted for today's hearing). Specifically, the Applicants now seek a stay to and including August 8, 2025.
- [2] Justice Kimmel granted the Initial Order in this matter, allowing the Applicants to take up and continue the NOI Proceedings under the CCAA, on May 15, 2025. That Initial Order granted, among other things, an initial Stay of Proceedings in favour of the Applicants and the Monitor until and including June 30, 2025.
- On June 27, 2025, the Applicants sought and obtained an ARIO, which I granted, extending the Stay of [3] Proceedings to and including July 14, 2025 (i.e. today), and approving KSV's Pre-Filing Report and First Report.
- [4] The reason for the further requested stay today is that since the commencement of the CCAA proceedings, the Applicants, an affiliate of the DIP Lender (the Stalking Horse Bidder), and the Monitor, have continued discussions to finalize the terms of the Stalking Horse Agreement which, when completed, is intended to serve as the Stalking Horse Bid in the Applicants' anticipated SISP.
- [5] On July 3, 2025, there was an in-person meeting among these parties and their respective legal counsel, during which the Stalking Horse Bidder advised that its team would be unable to execute the Stalking Horse Agreement until later in July "due to scheduling and travel conflicts involving its principal."
- [6] Although this explanation struck me as unusual, counsel for the Applicants and for the Stalking Horse Bidder/DIP Lender confirmed that discussions to date have been productive and that the parties continue to intend to finalize the Stalking Horse Agreement in the near term, and to seek approval of the Stalking Horse Agreement, once finalized, together with approval of the SISP.
- [7] Counsel for the Monitor confirmed that, in the circumstances, the Monitor supports the requested further extension, but noted a concern to ensure that the parties come to a landing in the near term, and not risk any further need for extensions (in circumstances in which the parties are already beyond the initially expected timeframe).
- I note and echo that concern, but in the circumstances, I advised the parties that I am prepared to grant the [8] further extension sought.
- Accordingly, I am granting, and attach a signed copy of the further Stay Extension Order. [9]
- [10] I have also booked a further hearing on August 8, 2025, at 11:00 a.m., for one hour.

MlBlack

W.D. BLACK J.

**DATE: JULY 14, 2025**