



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CL-23-00696017-0000

DATE: December 3, 2025

NO. ON LIST: 5

TITLE OF PROCEEDING: LOYALTYONE, CO. v. BREAD FINANCIAL HOLDINGS, INC..
BEFORE: JUSTICE CONWAY

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info
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For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info
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For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Preet Gill	Counsel to the Ad Hoc Group of Term Loan B Lenders	gillp@bennettjones.com
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Gordon Novod	Counsel to the US Litigation Trustee, Pirinate Consulting Group	Gnovod@gelaw.com

ENDORSEMENT OF JUSTICE CONWAY:

- [1] Case conference held today.
- [2] There was one remaining issue on the TMA Motions that proceeded before me in June 2024 - the Entitlement Issue. LoyaltyOne has received the tax refund and Bread seeks to schedule a hearing on that remaining issue.
- [3] The Ad Hoc Term B Lenders submit that I should decline to schedule further litigation on the TMA in this court pending a determination of the TMA issues in the Texas Litigation. Alternatively, they submit that I should first schedule a hearing on the threshold issue of whether litigation on the TMA in Ontario should be stayed pending resolution of the Texas Litigation.
- [4] After hearing from counsel and considering their *aide memories*, I have decided that any issues with respect to the Texas Litigation can and should be addressed as part of the hearing on the Entitlement Issue. That will enable me to consider all of those issues in context rather than on a piecemeal basis.
- [5] I have scheduled the hearing **before me on March 5 and 6, 2026 (in person, starting at 10 a.m. for full days, confirmed with the CL office)**. Counsel are working on a timetable for the steps leading up to the hearing. If further directions are sought, counsel may book a CC before me through the CL office.

A handwritten signature in blue ink, appearing to read "Conway J.", with a stylized flourish at the end.

Date: December 3, 2025