

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN**

In re:

Mara Technologies USA Inc.,¹

Debtor in a Foreign
Proceeding.

Chapter 15

Case No. 26-45562 (MLO)

(Joint Administration Requested)

**EX PARTE MOTION FOR EMERGENCY HEARING
ON EMERGENCY FIRST DAY MOTIONS**

KSV Restructuring Inc. (“KSV”), the court-appointed receiver and manager (the “Receiver”) and authorized foreign representative (the “Foreign Representative”) of the above-captioned debtor, together with Invotek Group Inc., Invotek Group USA Inc., and Mara Technologies Inc. (collectively, the “Debtors”), which are the subjects of a receivership proceeding (the “Canadian Proceeding”) under section 243(1) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (the “BIA”) and section 101 of the *Courts of Justice Act*, R.S.O. 1990, c. C.43, as amended (the “CJA”) pending before the Ontario Superior Court of Justice

1 An order has been requested directing the joint administration of these chapter 15 cases. The chapter 15 debtors incorporated in Canada (the “Canadian Debtors”) are: Invotek Group Inc. (Canadian Corp. No. 1215931-7), Case No. 26-45536 and Mara Technologies Inc. (Ontario Corp. No. 1954003), Case No. 26-45545. The chapter 15 debtors incorporated in the United States (the “U.S. Debtors”), with the last four digits of each U.S. Debtor’s federal tax identification number, are: Invotek Group USA Inc. (4011), Case No. 26-45556 and Mara Technologies USA Inc. (1919), Case No. 26-45562. The Debtors’ executive headquarters are at 5680 14th Avenue, Markham, Ontario L3S 3K8, Canada.

(Commercial List) (the “Canadian Court”), submits this motion for entry of an order substantially in the form attached as **Exhibit A**, scheduling an expedited hearing (the “Emergency Hearing”), as soon as the Court’s calendar permits, on the relief sought in the (a) *Emergency Motion of Foreign Representative for Provisional Relief Under Section 1519 of the Bankruptcy Code* [ECF No. 12] (the “Provisional Relief Motion”); (b) *Motion of the Foreign Representative for Entry of an Order (A) Scheduling a Hearing on Chapter 15 Petition and Recognition, and (B) Specifying Form and Manner of Service of Notice* [ECF No. 13] (the “Notice Procedures Motion”); and (c) *Motion of Foreign Representative for Entry of Order Authorizing Joint Administration of Debtors’ Chapter 15 Cases* [ECF No. 8] (the “Joint Administration Motion”, collectively with the Provisional Relief Motion, and the Notice Procedures Motion, the “Emergency First Day Motions”). In support of this motion, the Foreign Representative respectfully states as follows:

1. Bankruptcy Rule 9006(c)(1) provides that “when an act is required or allowed to be done at or within a specified time by these rules or by a notice given thereunder or by order of court, the court for cause shown may in its discretion with or without motion or notice order the period reduced.” Fed. R. Bankr. P. 9006(c)(1).

2. Local Rule 9006-1(b) likewise permits a party, unless prohibited by Fed. R. Bankr. P. 9006 and to the extent otherwise permitted by the Bankruptcy Code and the Federal Rules of Bankruptcy Procedure, to “file a motion for an *ex*

parte order reducing or enlarging the time for a party to take any action or file any paper.”

3. Cause exists to hear the Emergency First Day Motions as soon as the Court’s calendar permits. The requested hearing will allow the Court to consider short-term relief to preserve assets, going-concern value, and the administration of the Debtors’ business until the Court can conduct the recognition hearing.

4. **Provisional Relief Motion.** As set forth in detail in the Provisional Relief Motion, the Foreign Representative seeks temporary relief under section 1519 of the Bankruptcy Code, which authorizes provisional relief from the petition date until recognition, where such relief is “urgently needed to protect the assets of the debtor or the interests of the creditors.” 11 U.S.C. § 1519(a). The Debtors are an electronics manufacturer headquartered in Markham, Ontario, with substantial operations in Holly, Michigan. Without provisional relief, suppliers and service providers in the United States may attempt to discontinue services, halt deliveries, demand payment of pre-filing amounts as a condition of continued performance, refuse to release goods in transit, assert liens, or invoke purported *ipso facto* rights, any of which could stop production, destroy going-concern value, and jeopardize funding for payroll, materials, and other expenses of operating the Debtors’ business in the ordinary course. Further, the Foreign Representative intends to provide notice of the Canadian Proceeding to all Canadian, U.S., and foreign creditors by Friday,

May 15, 2026, which is a statutory requirement in a Canadian receivership. To prevent any adverse action taken against the Debtors upon receipt of such notice, the Foreign Representative seeks urgent provisional relief, and, accordingly, a prompt hearing on such relief.

5. **Notice Procedures Motion.** The Notice Procedures Motion seeks entry of an order (i) scheduling the date for the hearing to consider the recognition of the Canadian Proceeding as a foreign main proceeding under chapter 15 of the Bankruptcy Code (the “Recognition Hearing”), (ii) setting an objection deadline, and (iii) approving the form of notice of the Recognition Hearing. Because Bankruptcy Rule 2002(q) requires at least twenty-one (21) days’ notice of the Recognition Hearing, prompt entry of the notice procedures order is necessary for service to begin on required parties, including entities against whom provisional relief is sought.

6. **Joint Administration Motion.** The Joint Administration Motion seeks purely procedural relief. The Debtors are affiliates with closely related, highly integrated financial affairs and operations, and joint administration will avoid duplicative filings, notices, hearings, and orders while preserving substantive rights against the applicable Debtor.

7. Based on prior experience in emergency hearings for provisional relief in other jurisdictions, counsel to the Foreign Representative estimates that the

Emergency Hearing will require approximately one hour of the Court's time, subject to additional time as may be necessary to address any questions or concerns the Court may have.

8. The Foreign Representative respectfully requests that the Court conduct the Emergency Hearing telephonically due to the disparate locations of the parties. The Foreign Representative is based in Canada, as is Mr. Edmond Lamek, the declarant under the *Declaration of Edmond Lamek in Support of Verified Petition of Foreign Representative for (I) Recognition of Canadian Proceeding as Foreign Main Proceeding, (II) Recognition of Foreign Representative, and (III) Related Relief Under Chapter 15 of the Bankruptcy Code*. Counsel to the Foreign Representative are based in Wilmington, Delaware and Chicago, Illinois, respectively. Given the expedited nature of the requested relief and the practical challenges associated with attendance by parties and witnesses located in multiple countries and States, the Foreign Representative respectfully submits that a remote hearing is appropriate under the circumstances.

WHEREFORE, the Foreign Representative respectfully requests that this Court enter the Proposed Order, attached as **Exhibit A**, scheduling the Emergency Hearing, as soon as the Court's calendar permits, and granting such other and further relief as is just and proper.

Dated: May 15, 2026

Respectfully submitted,

By: /s/ Danielle Rushing Behrends

Oksana Koltko Rosaluk
DLA PIPER LLP (US)
444 West Lake Street, Suite 900
Chicago, Illinois 60606
Telephone: (312) 368-3974
Fax: (312) 251-5874
Email: oksana.koltkorosaluk@us.dlapiper.com

-and-

R. Craig Martin, Esq.
DLA PIPER LLP (US)
1201 N. Market Street, Suite 2100
Wilmington, DE 19801
Telephone: (302) 468-5700
Fax: (302) 394-2462
Email: craig.martin@us.dlapiper.com

-and-

Sheryl L. Toby (P39114)
Danielle R. Behrends (Texas No. 24086961)
DYKEMA GOSSETT PLLC
39577 Woodward Avenue, Suite 300
Bloomfield Hills, MI 48304
Telephone: (248) 203-0522
Email: stoby@dykema.com
dbehrends@dykema.com

*Counsel to Foreign Representative
for the Debtors*

Exhibit A
(Proposed Order)

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN**

In re:

Mara Technologies USA Inc.,

Debtor in a Foreign
Proceeding.

Chapter 15

Case No. 26-45562 (MLO)

(Joint Administration Requested)

**PROPOSED ORDER SCHEDULING EMERGENCY HEARING
ON EMERGENCY FIRST DAY MOTIONS**

This matter having come before the Court upon the (a) official form chapter 15 petitions for the above-captioned debtor, together with Invotek Group Inc., Invotek Group USA Inc., and Mara Technologies Inc. (collectively, the “Debtors”), commencing the Debtors’ chapter 15 cases; (b) *Verified Petition of Foreign Representative for (I) Recognition of Canadian Proceeding as Foreign Main Proceeding, (II) Recognition of Foreign Representative, and (III) Related Relief Under Chapter 15 of the Bankruptcy Code*; (c) *Emergency Motion for Provisional Relief Under Section 1519 of the Bankruptcy Code* (the “Provisional Relief Motion”); (d) *Motion of the Foreign Representative for Entry of an Order (A) Scheduling a Hearing on Chapter 15 Petition and Recognition, and (B) Specifying Form and Manner of Service of Notice* (the “Notice Procedures Motion”); (e) *Motion of Foreign Representative for Entry of Order Authorizing Joint Administration of Debtors’ Chapter 15 Cases* (the “Joint Administration Motion”, collectively with

the Provisional Relief Motion, and the Notice Procedures Motion, the “Emergency First Day Motions”); and (f) *Ex Parte Motion For Emergency Hearing on Emergency First Day Motions* filed by KSV Restructuring Inc. (“KSV”), the court-appointed receiver and authorized foreign representative (the “Foreign Representative”) of the Debtors, which are subjects of a receivership proceeding 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, pending before the Ontario Superior Court of Justice (Commercial List) (the “Canadian Proceeding”); the Court having reviewed the Emergency First Day Motions; and the Court being fully advised in the premises;

IT IS HEREBY ORDERED THAT:

1. A hearing on the Emergency First Day Motions shall be held **on _____, 2026 at __:__ a.m. (Eastern Time)**, at 211 W. Fort St., Suite 1875, Detroit, Michigan 48226. Consistent with the *Notice Regarding Conduct of Hearings Before Judge Maria L. Oxholm*, effective immediately and until further notice, Judge Maria L. Oxholm will conduct all conferences, non-evidentiary hearings and other matters designated by the Court by telephone. At least five minutes before the scheduled time for hearing, counsel and parties should call (202) 503-1666 and use Access Code 966805625#. Landline connections are preferred, but cell phone or other telephone services are allowed. Counsel and parties should

place their phone on mute and wait until their case is called before unmuting their phone and participating.