

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

NEXII BUILDING SOLUTIONS INC., et al.,<sup>1</sup>

Debtors in a Foreign Proceeding.

Chapter 15

Case No. 24-10026 (JKS)

(Jointly Administered)

**NOTICE OF RECOGNITION HEARING  
ON FOREIGN RECOGNITION PROCEEDINGS**

**PLEASE TAKE NOTICE** that on January 11, 2024, Nexii Building Solutions Inc., as the authorized foreign representative (the “Foreign Representative”) of the above-captioned debtors (collectively, the “Debtors”), which are the subject of jointly-administered proceedings (the “CCAA Proceedings”) under the *Companies’ Creditors Arrangement Act*, R.S.C. 1985, c. C-36 (as amended, the “CCAA”) in the Supreme Court of British Columbia (the “Canadian Court”), filed a *Verified Petition for (I) Recognition of Foreign Main Proceedings, (II) Recognition of Foreign Representative, and (III) Related Relief Under Chapter 15 of the Bankruptcy Code* (the “Verified Petition”) pursuant to sections 1504, 1515, and 1517 of title 11 of the United States Code (the “Bankruptcy Code”) with the United States Bankruptcy Court for the District of Delaware (the “Court”).

**PLEASE TAKE FURTHER NOTICE** that, among other things, the Debtors seek entry of an order recognizing the CCAA Proceedings as foreign main proceedings pursuant to section 1517 of title 11 of the Bankruptcy Code and granting certain additional relief pursuant to sections 105(a), 1507, 1510, 1515, and 1521 of the Bankruptcy Code.

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<sup>1</sup> The Debtors in these chapter 15 cases (the “Chapter 15 Cases”), along with the last four digits of each Debtor’s unique identifier, are Nexii Building Solutions Inc. (0911), Nexii Construction Inc. (1333), NBS IP Inc. (9930), and Nexii Holdings Inc. (5873). The Debtors’ service address for purposes of these Chapter 15 Cases is 1455 West Georgia Street, #200, Vancouver, British Columbia V6G 2T3.

**PLEASE TAKE FURTHER NOTICE** that the Court has scheduled a hearing with respect to the Verified Petition (the “Recognition Hearing”) for **2:00 p.m. (prevailing Eastern Time) on February 9, 2024.**

**PLEASE TAKE FURTHER NOTICE** that contemporaneously with filing the petitions for recognition, the Foreign Representative filed the *Motion for Provisional Relief Pursuant to Section 1519 of the Bankruptcy Code* [Docket No. 9] (the “Provisional Relief Motion”).

**PLEASE TAKE FURTHER NOTICE** that on January 17, 2024, the Bankruptcy Court entered the *Order Granting Provisional Relief Pursuant to Section 1519 of the Bankruptcy Code* [Docket No. 30] (the “Provisional Order”), which granted, on a provisional basis, recognition of the CCAA Proceedings and gives effect in the United States to the initial order entered in the CCAA Proceedings (the “Initial CCAA Order”), which, among other things:

- authorizes the Foreign Representative to operate the Debtors’ businesses and administer the Debtors’ assets on a provisional basis;
- prohibits contract and lease counterparties from terminating their contracts or agreements with the Debtors solely because of the Debtors’ bankruptcy; and
- prevents parties from taking actions against the Debtors and their assets.

**PLEASE TAKE FURTHER NOTICE** that responses or objections to recognition of the CCAA Proceedings as foreign main proceedings, or the Verified Petition and the relief requested therein must: (i) be in writing; (ii) detail the factual and legal basis for the response or objection; (iii) comply with the Bankruptcy Code, the Bankruptcy Rules, and the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”); and (iv) be filed with the Office of the Clerk of the Court, 824 N. Market Street, Third Floor, Wilmington, Delaware 19801, and served upon the following **so as to be received on or before February 2, 2024 at 4:00 p.m. (prevailing Eastern Time)**: counsel for the Foreign Representative (a) Barack Ferrazzano Kirschbaum & Nagelberg LLP, 200 West

Madison Street, Suite 3900 Chicago, Illinois 60606, Attn: Nathan Rugg; and (b) Pachulski Stang Ziehl & Jones LLP, 919 North Market Street, 17<sup>th</sup> Floor, Wilmington, Delaware 19801, Attn: Steven Golden and Colin R. Robinson.

**PLEASE TAKE FURTHER NOTICE** that copies of the Verified Petition, the Provisional Relief Motion, the Provisional Relief Order, and other documents filed by the Foreign Representative may be obtained by visiting the Court's website at <http://www.ecf.deb.uscourts.gov> (a PACER login and password are required to retrieve a document) or upon written request to the Foreign Representative's United States counsel addressed to: (i) Barack Ferrazzano Kirschbaum & Nagelberg LLP, 200 West Madison Street, Suite 3900 Chicago, Illinois 60606, Attn: Nathan Rugg; and (ii) Pachulski Stang Ziehl & Jones LLP, 919 North Market Street, 17<sup>th</sup> Floor, Wilmington, Delaware 19801, Attn: Steven Golden and Colin Robinson.

**PLEASE TAKE FURTHER NOTICE** that hearings in this matter, including the Recognition Hearing, shall take place at the United States Bankruptcy Court for the District of Delaware, 824 N. Market Street, 5th Floor, Courtroom 6, Wilmington, Delaware 19801.

**PLEASE TAKE FURTHER NOTICE** that at such hearing the Court may order the scheduling of a case management conference to consider the efficient administration of these Chapter 15 Cases.

**PLEASE TAKE FURTHER NOTICE that your rights may be affected. You should read the Verified Petition carefully and discuss it with your attorney, if you have one in connection with these Chapter 15 Cases. If you do not have an attorney, you may wish to consult one.**

**PLEASE TAKE FURTHER NOTICE** that if you do not want the Court to grant the relief requested by the Foreign Representative, or if you want the Court to consider your views on any

matter requested at the Recognition Hearing, then you or your attorney must attend such hearing. If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought by the Foreign Representative and may enter an order granting the relief requested.

**PLEASE TAKE FURTHER NOTICE** that the Foreign Representative does not currently intend to conduct a claims process in these Chapter 15 Cases. To the extent there is a claims process established in the CCAA Proceedings, parties are directed to the CCAA Proceedings, Vancouver Registry No. S240195. Accordingly, there is no need to file proofs of claim in these Chapter 15 Cases. Parties are directed to the Monitor's website for the CCAA Proceedings at [www.ksvadvisory.com/experience/case/Nexii](http://www.ksvadvisory.com/experience/case/Nexii) for information on filing proofs of claim and the CCAA Proceedings.

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Dated: January 17, 2024

**PACHULSKI STANG ZIEHL & JONES LLP**

*/s/ Steven W. Golden*

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