



This is the 2<sup>nd</sup> Affidavit  
of Min Gyoung Kang in this case  
and was made on June 12, 2025

No. S-254287  
Vancouver Registry

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

**IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,  
RSC 1985, c C-36, as amended**

**and**

**IN THE MATTER OF OAK AND FORT CORP., 1282339 B.C. LTD.,  
OAK AND FORT US GROUP, INC., OAK AND FORT ENTERPRISE (U.S.), INC.,  
NYM MERGER HOLDINGS LLC and OAK AND FORT CALIFORNIA, LLC**

**PETITIONERS**

**AFFIDAVIT**

I, **MIN GYOUNG KANG**, of Vancouver, British Columbia, businessperson, **AFFIRM AND SAY THAT:**

1. I am a director and Chief Executive Officer and the founder of the Petitioners (also referred to herein as the "**O&F Group**"), and as such I have personal knowledge of the facts deposed to in this affidavit except where stated to be on information and belief, in which case I verily believe the information and the resulting statements to be true. In preparing this Affidavit, I have also consulted with the other members of the Petitioners' senior management and the Petitioners' Chief Restructuring Officer ("**CRO**"), as detailed below.
2. I am authorized to swear this Affidavit on behalf of the Petitioners.
3. I previously swore my Affidavit No. 1 (the "**First Kang Affidavit**") in these proceedings (the "**CCAA Proceedings**") on June 6, 2025 in support of the Petitioners' application for an initial order (the "**Initial Order**") pursuant to the *Companies' Creditors Arrangement Act* (the "**CCAA**").

4. Unless otherwise defined herein, all capitalized terms have the meanings ascribed thereto in the First Kang Affidavit or the Initial Order, as applicable.
5. I affirm this Affidavit in support of the Petitioners' application for an amended and restated order (the "**ARIO**") pursuant to the *CCAA* providing for the following incremental relief:
  - (a) extending the Stay Period until and including July 4, 2025;
  - (b) creating of a directors' and officers' charge in the amount of CAD \$3,400,000 (the "**D&O Charge**");
  - (c) creating an intercompany charge (the "**Intercompany Charge**") to secure the repayment of any advances from one company within the O&F Group to another company within the O&F Group during the pendency of the *CCAA* Proceedings;
  - (d) increasing the amount of the Administration Charge (together with the D&O Charge and the Intercompany Charge, the "**Charges**") to CAD \$500,000;
  - (e) ordering that the Charges shall be charges on the Property ranking ahead of all other claims and encumbrances save and except for the security interest of Royal Bank of Canada ("**RBC**") in cash collateral in the possession of RBC; and
  - (f) authorizing the O&F Group to undertake a restructuring, including to disclaim agreements, including leases.

**I. UPDATES AND ACTIONS TAKEN SINCE THE INITIAL APPLICATION**

**A. Overview**

6. As detailed in the First Kang Affidavit, the Petitioners sought and obtained protection, initially under the *Bankruptcy and Insolvency Act* and, thereafter, the *CCAA*. These steps were taken on an urgent basis largely in reaction to threatened enforcement by landlords in connection with unpaid rent owing for Oak + Fort retail stores in Canada and the United States. The Petitioners commenced the *CCAA* Proceedings in order to stabilize their operations, and provide them time to identify and assess potential restructuring options and

review other strategic alternatives that would enable them to carry on business and emerge from protection as a stronger enterprise, all for the benefit of all of their stakeholders.

7. Since the Initial Order was granted, the O&F Group, with the assistance of its legal counsel, the Monitor, and the CRO, has taken steps to advance its restructuring, including:
  - (a) delivering correspondence to landlords in Canada and the U.S. to advise them of the *CCAA* Proceedings, and consulting with counsel to certain landlords who reached out in response to receipt of such correspondence;
  - (b) advising and engaging with vendors, suppliers, and other creditors regarding the *CCAA* Proceedings and the O&F Group's business during these proceedings, including the O&F Group's desire to continue to procure inventory and obtain services going forward;
  - (c) monitoring forecast and actual operating costs and expenses in order to conserve capital;
  - (d) obtaining provisional relief from the U.S. Bankruptcy Court (as defined below) in the Chapter 15 Proceedings;
  - (e) continuing to advance discussions on interim financing with the lender it had been negotiating with prior to the commencement of the proceedings, while also seeking to identify potential alternative sources of such financing;
  - (f) negotiating the terms of post-filing supply agreements with certain critical suppliers; and
  - (g) continuing to operate and manage the business and operations of the O&F Group in the ordinary course.
8. Additional details about certain key activities and actions taken by the O&F Group following the commencement of the *CCAA* Proceedings are set forth below.

**B. Chapter 15 Proceedings**

9. Following the issuance of the Initial Order, Senior Management worked closely with KSV (which has been authorized to act as foreign representative for purposes of seeking recognition of orders granted in the *CCAA* Proceedings), the CRO, and U.S. legal counsel in respect of the commencement of the Chapter 15 Proceedings.
10. On June 9, 2025, Mr. Justice M. Glenn of the United States Bankruptcy Court for the Southern District of New York (the “**U.S. Bankruptcy Court**”) granted, among other Orders, an Order Granting Provisional Relief Pursuant to Section 1519 of the Bankruptcy Code (the “**U.S. Provisional Order**”). Among other things, the U.S. Provisional Order provides a provisional stay of proceedings in respect of the O&F Group in the United States pending the U.S. Bankruptcy Court’s determination of the O&F Group’s application for the final recognition of the *CCAA* Proceedings. Attached hereto and marked as **Exhibit “A”** is a true copy of the U.S. Provisional Order.
11. Two further hearings have been scheduled in the Chapter 15 Proceedings, as follows:
  - (a) a preliminary injunction hearing, scheduled for June 23, 2025 at 2:00 p.m. Eastern time, to determine whether to extend the relief granted pursuant to the U.S. Provisional Order; and
  - (b) a hearing for the recognition of the *CCAA* Proceedings by the U.S. Bankruptcy Court, scheduled to be heard on July 8, 2025 at 2:00 p.m. Eastern time.

**C. Interim Financing**

12. O&F, in consultation with the Monitor and the CRO, has prepared a 3-week cash flow forecast for the period commencing on June 16, 2025 and ending on July 6, 2025, a copy of which is intended to be attached as an appendix to the Monitor’s first report to the Court. The cash flow forecast confirms that the O&F Group will be able to fund its ongoing obligations during the course of the proposed extension to the Stay Period.
13. As detailed in the First Kang Affidavit, O&F has been in discussions with third parties regarding potential DIP financing. These discussions culminated in a draft DIP financing

term sheet being delivered to O&F by the lender it had been in prior, extensive discussions with. This DIP term sheet remains subject to review and further negotiations while the O&F Group is continuing to consider all available options for potential financing.

14. Senior Managements anticipates the Petitioners will have finalized interim financing arrangements prior to the conclusion of the extended Stay Period (if granted) and will be seeking approval of an interim financing term sheet and a corresponding interim lender's charge at the next hearing.

**D. Post-Filing Supply Agreements with Suppliers**

15. Most of the O&F Group's merchandise is sourced from suppliers in Asia, and transported by boat to British Columbia (for sale in Canada) and California (for sale in the U.S.) Prior to the commencement of the NOI Proceedings, O&F would pay its critical suppliers after receipt of shipment, in accordance with the terms of the applicable contracts. Since the issuance of Initial Order, O&F has been engaged in extensive discussions with certain of its critical suppliers seeking to ensure the uninterrupted provision of goods during the course of the CCAA Proceedings.
16. O&F has been engaged in ongoing discussions with certain of its critical suppliers, in consultation with the CRO and the Monitor, and is in the process of negotiating post-filing supply agreements with these suppliers to ensure there continues to be an ongoing supply of goods during these proceedings.

**II. RELIEF SOUGHT AT THE COMEBACK HEARING**

17. As set out in the First Kang Affidavit, given the extremely limited time under which the O&F Group had available to it to seek the conversion and continuance of the NOI Proceedings into the CCAA Proceedings, the O&F Group sought only limited relief under the Initial Order with the intention of seeking broader relief under the CCAA at the comeback hearing. The O&F Group seeks to include such additional relief as part of the ARIO.

**A. Extension of the Stay Period**

18. The circumstances that compelled the Petitioners to seek protection under the *CCAA* and their liquidity crisis have not changed since the Court's granting of the Initial Order, and are unlikely to change significantly without sufficient time for the business to implement appropriate right-sizing strategies. The O&F Group continues to experience cash flow constraints which will, after the expiry of the proposed extended Stay Period, require third party funding in order to enable the O&F Group to carry on business as a going concern. The extension of the Stay Period is critical to maintaining the status quo while Senior Management continues to canvass potential financing opportunities, including a term sheet received from the lender it has been in negotiations with, and consider and implement appropriate strategies that will realign the business to meet existing market conditions.
19. The proposed ARIO provides for the extension of the stay period up to and including July 4, 2025, during which time the O&F Group expects to, in consultation with the Monitor and the CRO, (a) obtain and finalize interim financing arrangements; (b) assess the viability and profitability of its 42 retail stores, and (c) prepare and begin implementation of a strategy for streamlining Oak + Fort's physical retail presence, which likely will include the closure of a number of its retail locations.
20. As part of this strategy, O&F expects to engage in discussions with landlords to seek to negotiate (a) improved lease terms, or (b) early lease termination on mutually agreeable terms, as applicable; and (c) assess whether there is a strategy to preserve the operations of unprofitable locations that would enable O&F to forego disclaiming the applicable leases.

**B. Administration Charge**

21. The O&F Group seeks to amend the Administration Charge granted in the Initial Order by:
  - (a) increasing the amount of the charge from CAD \$300,000 to CAD \$500,000. This increased amount reflects the estimated fees of the O&F Group's legal counsel, the Monitor, the Monitor's legal counsel and the CRO for a period of approximately three weeks; and

- (b) elevating the Administration Charge such that it ranks in priority to the claims of all other creditors other than Royal Bank of Canada with respect to cash collateral in its possession.

22. I believe the proposed increased amount and amended priority of the Administration Charge are necessary in the circumstances, and critical to the success of the O&F Group's restructuring efforts.

**C. Directors and Officers' Charge**

23. The directors and officers of the O&F Group (collectively, the "**Directors and Officers**") have been actively involved in its efforts to address its challenging circumstances, including through overseeing O&F's exploration of strategic options, consideration of interim financing options and, in consultation with the CRO, discussions with potential lenders, communications with key creditors, and the preparation for and commencement of the NOI Proceedings, the *CCAA* Proceedings, and the Chapter 15 Proceedings. The Directors and Officers have been mindful of their duties with respect to their supervision and management of the O&F Group in advance of, and during the course of, these *CCAA* Proceedings.
24. It is my understanding that directors and officers may be held personally liable for certain company obligations, including in connection with unpaid salaries and wages, and unremitted source deductions and sales taxes.
25. O&F maintains a directors and officers insurance policy which provides the company and its directors and officers with CAD \$2 million of coverage in aggregate (the "**D&O Insurance Policy**"). The D&O Insurance Policy, which expires on November 6, 2025, insures the Directors and Officers against certain claims that may arise against them in their capacity as directors or officers of O&F. However, the D&O Insurance Policy contains certain exclusions and limitations to the coverage provided, and there is potential for there to be insufficient coverage in respect of claims against the Directors and Officers given bi-weekly payroll and tax remittances are approximately \$930,000.

26. I am a director of both O&F and 128, and the sole director of the Foreign Subsidiaries. Based on my discussions with Melorin Pouladian (the Chief Operating Officer of O&F Group and the other member of Senior Management), it is apparent that the Directors and Officers desire certainty with respect to potential personal liability if they are to continue to act in their current capacities. The Directors and Officers have considerable industry and operational knowledge regarding the O&F Group's business structure, cross-border operations and vendor relations. The O&F Group requires the active and committed involvement of the Directors and Officers in order to carry on its business during the *CCAA* Proceedings and to implement a restructuring strategy that will stabilize and position it for long term success.
27. Accordingly, the O&F Group seeks the creation of the D&O Charge to secure the O&F Group's obligation to indemnify the Director and Officers in respect of liabilities they may incur while acting in such capacities during the *CCAA* Proceedings. The proposed amount of this charge, being CAD \$3,400,000, has been calculated based on the estimated exposure of the Directors and Officers for unremitted employee wages and source deductions which may be incurred by the O&F Group under Canadian and U.S. law during any two-week period, and has been reviewed by the Monitor and the CRO. The proposed D&O Charge would apply only to the extent that the Directors and Officers do not have coverage (or sufficient coverage) under any applicable insurance policies.

**D. Intercompany Charge**

28. As described in the First Kang Affidavit, the O&F Group uses bank accounts in the name of certain of the Foreign Subsidiaries to hold cash deposits or receipts generated in connection with U.S. retail sales. Historically, Senior Management caused the Foreign Subsidiaries to transfer funds to O&F on an as-needed basis in order to satisfy O&F's ongoing operating expenses.
29. The O&F Group expects that, during the pendency of the *CCAA* Proceedings, inter-company transfers of funds (most likely, to be transferred by the Foreign Subsidiaries to O&F) will be required from time to time, consistent with the O&F Group's established practices.



30. Accordingly, the O&F Group seeks a charge over the Property of the net payee entity of the Foreign Subsidiaries in favour of the net payor entity for the net aggregate amount of any inter-company transfer, in each instance, to safeguard the interests of the stakeholders of such net payor entity (or entities, as applicable), being the Intercompany Charge.

**E. The Priorities of Charges**

31. The relativity priority of the proposed charges over the O&F Group's property is proposed as follows:
- (a) the Administration Charge – up to the amount of CAD \$500,000;
  - (b) the D&O Charge – up to the amount of CAD \$3,400,000; and
  - (c) the Intercompany Charge.

**III. CONCLUSION**

32. The O&F Group continues to require the protection of the *CCAA*, beyond the 10-day period set out in the Initial Order, in order to stabilize and restructure its business. I believe the continuation of the *CCAA* Proceedings and the relief sought in the ARIO are necessary to protect and preserve enterprise value for the benefit of the Petitioners and all stakeholders.

AFFIRMED BEFORE ME at Vancouver, )  
British Columbia, on June 12, 2025 )



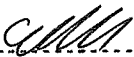
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A Commissioner for taking Affidavits for )  
British Columbia )



\_\_\_\_\_  
**MIN GYOUNG KANG**

**CHANTELLE deMONTMORENCY**  
Barrister & Solicitor  
Fasken Martineau DuMoulin LLP  
2900 - 550 Burrard Street  
Vancouver, BC V6C 0A3  
604 631 4797

This is Exhibit " A " referred to in the af-  
fidavit of Min Gyoung Kang  
sworn before me at Vancouver  
this 12 day of June 2025

  
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A Commissioner for taking Affidavits  
for British Columbia

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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:

OAK AND FORT CORP., *et al.*,<sup>1</sup>

Debtors in a Foreign Proceeding.

Chapter 15

Case No. 25-11282 (MG)

Joint Administration Requested

**ORDER GRANTING PROVISIONAL RELIEF PURSUANT  
TO SECTION 1519 OF THE BANKRUPTCY CODE**

Upon the motion for certain provisional and injunctive relief (the “Motion”)<sup>2</sup> filed by KSV Restructuring, Inc. as the foreign representative (the “Foreign Representative”) of the above-captioned debtors (collectively, the “Debtors”) seeking entry of an order granting provisional relief pursuant to sections 105(a), 362, 365(e), 1517, 1519, 1521, and 1522 of the Bankruptcy Code to protect the Debtors and their property within the territorial jurisdiction of the United States pending recognition of the Debtors’ proceedings currently pending in Canada pursuant to the CCAA (the “Canadian Proceedings”); and upon this Court’s review and consideration of the Motion, the Verified Petition, and the Kang Declaration; and this Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334, and 11 U.S.C. §§ 109 and 1501, and the *Amended Standing Order of Reference to Bankruptcy Judges of the District Court for the Southern District of New York*, dated January 31, 2012 (Preska, C.J.); and consideration of the Motion and the relief requested therein being a core proceeding pursuant to

<sup>1</sup> The Debtors in these chapter 15 cases, along with the last four digits of each Debtor’s U.S. Federal Employer Identification Number (“FEIN”) or Canada Revenue Agency Business Number (“BN”), are: Oak and Fort Corp. (BN 0003); 1282339 B.C. Ltd. (BN 0001); Oak and Fort US Group, Inc. (FEIN 1236); Oak and Fort Enterprise (U.S.), Inc. (FEIN 0468), NYM Merger Holdings LLC (FEIN 6949), and Oak and Fort California, LLC (FEIN 6937). The Debtors’ headquarters are located at 100-7 East 6<sup>th</sup> Ave, Vancouver, British Columbia, Canada.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

28 U.S.C. § 157(b)(2)(P); and venue being proper before this Court pursuant to 28 U.S.C. § 1410(1) and (3); and appropriate, sufficient and timely notice of the Motion and the hearing thereon having been given; and upon the record established at such hearing, it appearing that the relief requested in the Motion is necessary to avoid immediate and irreparable harm to the Debtors; and it appearing that the relief requested in the Motion is necessary and beneficial to the Debtors; and no objections or other responses having been filed that have not been overruled, withdrawn or otherwise resolved; and after due deliberation and sufficient cause appearing therefor,

**IT IS HEREBY FOUND AND DETERMINED THAT:**

A. The findings and conclusions set forth herein constitute this Court's findings of fact and conclusions of law pursuant to Bankruptcy Rule 7052 and made applicable to this proceeding pursuant to Bankruptcy Rule 9014. To the extent any of the following findings of fact constitute conclusions of law, they are adopted as such.

B. The Foreign Representative has demonstrated a substantial likelihood of success on the merits that (a) the Canadian Proceedings are "foreign main proceedings" as that term is defined in section 1502(4) of the Bankruptcy Code or, alternatively, with respect to certain Debtors, the Canadian Proceedings are "foreign nonmain proceedings" as defined in section 1502(5) of the Bankruptcy Code, (b) the Foreign Representative is a "foreign representative" as that term is defined in section 101(24) of the Bankruptcy Code, (c) all statutory elements for recognition of the Canadian Proceedings are satisfied in accordance with section 1517 of the Bankruptcy Code, and (d) application of section 365(e) of the Bankruptcy Code on an interim basis to prevent contract counterparties from terminating their prepetition contracts with the Debtors is entirely consistent with the injunctive relief afforded by the automatic stay under section 362 of the Bankruptcy Code.

C. The Foreign Representative has demonstrated that commencement or continuation of any action or proceeding in the United States against the Debtors should be enjoined pursuant to sections 105(a), 1519, 1521 and 1522 of the Bankruptcy Code, which protections, in each case, shall be coextensive with the provisions of section 362 of the Bankruptcy Code, to permit the expeditious and economical administration of the Canadian Proceedings, and such relief will either (a) not cause an undue hardship to other parties in interest or (b) any hardship to parties is outweighed by the benefits of the relief requested.

D. The Foreign Representative has demonstrated that without the protection of sections 362 and 365(e) of the Bankruptcy Code, there is a material risk that the Debtors' creditors or other parties-in-interest in the United States may attempt to exercise certain remedies, including terminating contracts, with respect to the Debtors that will severely impair the Debtors' restructuring efforts and result in irreparable damage to the Debtors' business and the value of Debtors' assets, and substantial harm to Debtors' creditors and other parties-in-interest.

E. Such acts could (a) interfere with the jurisdictional mandate of this Court under chapter 15 of the Bankruptcy Code, (b) interfere with and cause harm to the Debtors' efforts to administer the Canadian Proceedings, (c) interfere with the Debtors' operations, and (d) undermine the Debtors' efforts to achieve an equitable result for the benefit of all of the Debtors' creditors. Accordingly, there is a material risk that the Debtors may suffer immediate and irreparable injury, and it is therefore necessary that the Court enter this Order.

F. The Foreign Representative has further demonstrated that recognition of the Initial CCAA Order, on a provisional basis, is warranted based on the record before this Court, including the Initial CCAA Order and the findings of the Canadian Court.

G. The Foreign Representative has demonstrated that no injury will result to any party that is greater than the harm to Debtors' business, assets, and property in the absence of the relief requested in the Motion.

H. The Debtors' creditors will not suffer any significant harm by the provisional relief requested herein, as the relief will ensure the value of the Debtors' assets are preserved, protected and maximized for the benefit of all creditors.

I. The Foreign Representative has demonstrated that, in the interest of comity, the purpose of chapter 15 is carried out by granting recognition and giving effect to the Initial CCAA Order.

J. The interest of the public will be served by this Court's entry of this Order.

K. The Foreign Representative and the Debtors are entitled to the full protections and rights available pursuant to section 1519(a)(1)-(3) of the Bankruptcy Code.

**NOW, THEREFORE, IT IS HEREBY ORDERED THAT:**

1. The Motion is granted as set forth herein.

2. This injunctive relief set forth and provided in this Order shall be effective as of June 9, 2025, at 3:27 p.m. (ET) and continue through and including June 23, 2025, at 3:26 p.m. (ET), at which time it will expire unless extended by the Court. A continued hearing on the Motion shall be held at **2:00 p.m. (ET) on June 23, 2025** (the "**Hearing**") before the Honorable Chief Judge Martin Glenn, in Room 523 of the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, NY 10004-1408, at which time the Court will consider whether to extend and continue the relief set forth and provided in this Order. Objections, if any, to the Court granting of such relief shall be made in writing and shall set forth the basis therefor, and such objections must be filed with this Court and served upon the Foreign

Representative's counsel, Cole Schotz, P.C., 1325 Avenue of the Americas, New York, New York 10019, Attn: Warren A. Usatine and Mark Tsukerman so as to be received by **6:00 p.m. (ET) on June 18, 2025** (the "Objection Deadline"), with a courtesy copy served upon the Chambers of the Honorable Martin Glenn, United States Chief Bankruptcy Judge, United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004-1408.

3. The Foreign Representative shall serve this Order, together with the Motion, the Kang Declaration, and the Verified Petition, by United States mail, first-class postage prepaid, upon all parties entitled to notice under Rule 2002(q)(1) of the Federal Rules of Bankruptcy Procedure within two (2) business days following enter of this Order.

4. The Initial CCAA Order is hereby given full force and effect on a provisional basis.

5. While this Order is in effect, the Foreign Representative and Debtors are entitled to the full protections and rights pursuant to section 1519(a)(1), which protections shall be coextensive with the provisions of section 362 of the Bankruptcy Code, and this Order shall operate as a stay of any execution against Debtors' assets within the territorial jurisdiction of the United States.

6. While this Order is in effect, pursuant to sections 1519(a)(3) and 1521(a)(7) of the Bankruptcy Code, sections 362 and 365(e) of the Bankruptcy Code are hereby made applicable in these chapter 15 cases to the Debtors and their property within the territorial jurisdiction of the United States.

7. Notwithstanding anything to the contrary contained herein, this Order shall not be construed as (a) enjoining the police or regulatory act of a governmental unit, including a criminal action or proceeding, to the extent not stayed pursuant to section 362 of the Bankruptcy Code, or

(b) staying the exercise of any rights that section 362(o) of the Bankruptcy Code does not allow to be stayed.

8. The Foreign Representative, the Debtors, and their respective agents are authorized to serve or provide any notices required under the Bankruptcy Rules or local rules of this Court.

9. Notwithstanding any provision in the Bankruptcy Rules to the contrary, including, but not limited to, Bankruptcy Rules 7062 and 1018, (i) this Order shall be effective immediately and enforceable upon its entry; (ii) the Foreign Representative and the Debtors are not subject to any stay in the implementation, enforcement or realization of the relief granted in this Order; and (iii) the Foreign Representative and the Debtors are authorized and empowered, and may in their discretion and without further delay, take any action and perform any act necessary to implement and effectuate the terms of this Order.

10. To the extent applicable, the security provisions of Rule 65(c) of the Federal Rules of Civil Procedure, made applicable pursuant to Bankruptcy Rule 7065, are hereby waived.

11. This Court shall retain exclusive jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation and/or enforcement of this Order.

**IT IS SO ORDERED.**

Dated: June 9, 2025  
New York, New York

/s/ Martin Glenn  
MARTIN GLENN  
Chief United States Bankruptcy Judge



No. S-254287  
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA  
  
IN THE MATTER OF THE COMPANIES' CREDITORS  
ARRANGEMENT ACT, RSC 1985, C C-36, AS AMENDED

AND

IN THE MATTER OF OAK AND FORT CORP. AND  
1282339 BC LTD.

PETITIONERS

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**AFFIDAVIT**

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**FASKEN MARTINEAU DUMOULIN LLP**  
Barristers and Solicitors  
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604-631-4786

Attention: Kibben Jackson / Lisa Hiebert / Tiffany Bennett  
Matter No: 329904.00020