

ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)

THE HONOURABLE MADAM )

MONDAY, THE 14<sup>TH</sup>

JUSTICE DIETRICH )

DAY OF DECEMBER, 2020

IN THE MATTER OF THE NOTICE OF INTENTION  
TO MAKE A PROPOSAL OF  
RGN BRITISH COLUMBIA XXIII LIMITED PARTNERSHIP

ORDER  
(Extension of Time to File a Proposal)

**THIS MOTION**, made by RGN British Columbia XXIII Limited Partnership (the “**NOI Debtor**”) pursuant to section 50.4(9) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (the “**BIA**”), was heard this day by video-conference due to the COVID-19 crisis.

**ON READING** the notice of motion of the NOI Debtor and the affidavit of Joshua Nicosia sworn December 8, 2020 and the First Report of KSV Restructuring Inc., in its capacity as the proposal trustee of the NOI Debtor (the “**Proposal Trustee**”);

**AND UPON HEARING** the submissions of counsel for the NOI Debtor, counsel for the Proposal Trustee and those other parties listed on the counsel slip, no others appearing although duly served as appears on the affidavit of service of Ben Muller;

**SERVICE**

1. **THIS COURT ORDERS** that the time for service and filing of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service thereof.

**EXTENSION OF TIME TO FILE PROPOSAL**

2. **THIS COURT ORDERS** that the time within which the NOI Debtor is to file a proposal with the Official Receiver and stay of proceedings herein, is hereby extended to January 27, 2021, pursuant to section 50.4(9) of the BIA.

**GENERAL**

3. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States, to give effect to this Order and to assist the NOI Debtor, the Proposal Trustee and their respective agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the NOI Debtor and to the Proposal Trustee, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the NOI Debtor and the Proposal Trustee in any foreign proceeding, or to assist the NOI Debtor and the Proposal Trustee and their respective agents in carrying out the terms of this Order.

4. **THIS COURT ORDERS** that this Order and all its provisions are effective on the date it is made without any need for entry and filing.



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**ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)**

Proceeding commenced at Toronto

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**ORDER**

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