



COURT FILE NUMBER 1903-08169
COURT COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE EDMONTON
PLAINTIFF(S) FORTIS LGS STRUCTURES INC.
DEFENDANT(S) STATION POINT DEVELOPMENTS LTD. and
BCM DEVELOPMENTS LTD.

DOCUMENT **ORDER – RESTRICTING COURT ACCESS**

ADDRESS FOR SERVICE AND
CONTACT INFORMATION OF
PARTY FILING THIS
DOCUMENT

BENNETT JONES LLP
Barristers and Solicitors
3200 Telus House
South Tower, 10020 – 100th Street
Edmonton, Alberta T5J 0N3

Attention: Katherine J. Fisher and Sean Zweig
Telephone No.: (780) 917-4268/ (416) 777-6254
Fax No.: (780) 421-7591
Email: fisherka@bennettjones.com
zweigs@bennettjones.com

DATE ON WHICH ORDER WAS PRONOUNCED: December 14, 2021
NAME OF JUDGE WHO MADE THIS ORDER: The Honourable Justice J.A. Fagnan
LOCATION OF HEARING: Edmonton, Alberta

UPON THE APPLICATION by KSV Restructuring Inc. (previously KSV Kofman Inc.) in its capacity as the Court-appointed trustee and receiver and manager (the "**Receiver**") of certain undertakings, property and assets of Station Point Developments Ltd. (the "**Debtor**") for an order restricting court access; **AND UPON HAVING READ** the Fourth Report of the Receiver dated December 6, 2021 (the "**Fourth Report**"), including the confidential Appendices thereto (the "**Confidential Appendices**") and the Affidavit of Service; **AND UPON HEARING** the submissions of counsel for the Receiver and of other interested parties;

IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

1. Service of notice of this application and supporting materials is hereby declared to be good and sufficient, no other person is required to have been served with notice of this application, and time for service of this application is abridged to that actually given.

SEALING ORDER

1. The Confidential Appendices shall be sealed on the Court file, kept confidential and not form part of the public record, notwithstanding Division 4 of Part 6 of the *Alberta Rules of Court*, until the earlier of:
 - a) the Receiver filing a Receiver's Closing Certificate in the form appended to the Approval and Vesting Order granted in these proceedings by the Honourable Justice J.A. Fagnan on December 14, 2021 (the "AVO"), confirming that the transaction contemplated by the sale agreement described in the AVO has closed; or
 - b) further order of this Honourable Court.
2. The Clerk of the Court shall file the Confidential Appendices in a sealed envelope attached to a notice that sets out the style of cause of these proceedings and states that:

THIS ENVELOPE CONTAINS CONFIDENTIAL MATERIALS FILED IN COURT FILE NO. 1903-08169. THE CONFIDENTIAL MATERIALS ARE SEALED PURSUANT TO THE ORDER RESTRICTING COURT ACCESS GRANTED BY THE HONOURABLE JUSTICE J.A. FAGNAN ON DECEMBER 14, 2021 AND ARE NOT TO BE PLACED ON THE PUBLIC RECORD OR MADE PUBLICALLY ACCESSIBLE UNTIL THE EARLIER OF:

- A) THE RECEIVER FILING A RECEIVER'S CLOSING CERTIFICATE IN THE FORM APPENDED TO THE APPROVAL AND VESTING ORDER GRANTED IN THESE PROCEEDINGS ON DECEMBER 14, 2021 CONFIRMING THAT THE TRANSACTION CONTEMPLATED BY THE SALE AGREEMENT DESCRIBED IN THE APPROVAL AND VESTING ORDER HAS CLOSED; OR
- B) FURTHER ORDER OF THIS HONOURABLE COURT.

3. Leave is hereby granted to any person or party affected by this Order to apply to this Honourable Court for a further order modifying or varying the terms of paragraphs 1 and 2 of this Order, with such application to be brought on no less than seven (7) days' notice to the Receiver and any other affected party pursuant to the *Alberta Rules of Court*.



Justice of the Court of Queen's Bench of Alberta