

ON READING the Notice of Motion of the Monitor and the Fifty-Eighth Report of the Monitor dated September 25, 2023 (the "**Report**"), and on hearing the submissions of respective counsel for the Monitor, the Foreign Representative, Mattamy, and such other counsel as were present, no one else appearing although duly served as appears from the Affidavits of Service as filed,

SERVICE

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

INTERCOMPANY LENDER'S CHARGE

2. **THIS COURT ORDERS** that the words "interest free" in the third line of paragraph 29(m) of the Initial Order made in these proceedings on May 18, 2016 (the "**Initial Order**") be and is hereby deleted and the amount of \$1 million in paragraph 29(m) of the Initial Order be and is hereby replaced with the amount of \$4.7 million.

3. **THIS COURT ORDERS** that interest may be charged on Approved Intercompany Advances (as defined in the Initial Order) at a rate deemed reasonable by the Monitor not to exceed 15% per annum.

4. **THIS COURT ORDERS** that this Order shall only be effective upon the Monitor filing with this Court a certificate certifying that the Israeli Approval Order as defined in the Downsview Settlement Agreement (as defined in the Report) has been obtained.

GENERAL

5. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada to give effect to this Order and to assist the Monitor and its 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 Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Monitor and their respective agents in carrying out the terms of this Order.

A handwritten signature in blue ink is written over a horizontal line. The signature is stylized and appears to be 'A. J. Jones'.

SCHEDULE "A"

LIST OF NON APPLICANT AFFILIATES

Urbancorp Power Holdings Inc.

Vestaco Homes Inc.

Vestaco Investments Inc.

228 Queen's Quay West Limited

Urbancorp Cumberland 1 LP

Urbancorp Cumberland 1 GP Inc.

Urbancorp Partner (King South) Inc.

Urbancorp (North Side) Inc.

Urbancorp Residential Inc.

Urbancorp Realtyco Inc.

IN THE MATTER OF *THE COMPANIES CREDITORS ARRANGEMENT ACT*, R.S.C.1985, c. C-36, AS AMENDED

Court File No. CV-16-11389-00CL

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF URBANCORP TORONTO MANAGEMENT INC., URBANCORP (ST. CLAIR VILLAGE) INC., URBANCORP (PATRICIA) INC., URBANCORP (MALLOW) INC., URBANCORP (LAWRENCE) INC., URBANCORP DOWNSVIEW PARK DEVELOPMENTS INC., URBANCORP (952 QUEEN WEST) INC., KING RESIDENTIAL INC., URBANCORP NEW KINGS INC., URBANCORP 60 ST. CLAIR INC., HIGH RES.INC., BRIDGE ON KING INC. (THE "APPLICANTS") AND THE AFFILIATED ENTITIES LISTED IN SCHEDULE "A" HERETO

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

Proceeding commenced at Toronto

**ORDER
(INTERCOMPANY LENDER'S
CHARGE AMENDMENT)**

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