

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)
IN BANKRUPTCY AND INSOLVENCY

THE HONOURABLE MR.)
JUSTICE MCEWEN)
MONDAY, THE 23rd
DAY OF MARCH, 2020



IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL
OF VIAFOURA INC., OF THE CITY OF TORONTO, IN THE PROVINCE OF
ONTARIO

ORDER

THIS MOTION, made by KSV Kofman Inc., in its capacity as trustee (“**Proposal Trustee**”) in connection with a Notice of Intention to Make a Proposal filed by Viafoura Inc. (the “**Debtor**”), for an order, *inter alia*, approving the sale transaction (the “**Transaction**”) contemplated by an asset purchase agreement between the Debtor and Intericap Equity Inc. (“**Intericap**”) dated January 22, 2020, and for certain relief ancillary thereto, was heard this day at 330 University Avenue, Toronto, Ontario.

ON READING the Third Report of the Proposal Trustee dated March 16, 2020 (the “**Third Report**”) and on hearing the submissions of counsel for the Proposal Trustee, the Debtor and Intericap, no one appearing for any other person on the service list, although properly served as appears from the Affidavit of Amy Casella sworn March 16, 2020, filed:

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

2. **THIS COURT ORDERS** that, pursuant to Section 50.4(9) of the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended, the time for the Debtor to file a proposal with the Official Receiver be and is hereby extended to May 14, 2020.

3. **THIS COURT ORDERS** that the Proposal Trustee's activities as set out in the Third Report are hereby approved.

4. **THIS COURT ORDERS** that the Confidential Appendices to the Third Report shall be sealed pending completion of the Transaction.

A handwritten signature in black ink, appearing to read "McE...", is written above a horizontal line.

IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL
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ONTARIO

Court File No: 31-2590812

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

PROCEEDING COMMENCED AT TORONTO

ORDER
(Motion Returnable March 23, 2020)

CHAITONS LLP
5000 Yonge Street, 10th Floor
Toronto, ON M2N 7E9

George Benchetrit
Tel: (416) 218-1141
Fax: (416) 222-8402
Email: george@chaitons.com

Lawyers for KSV Kofman Inc., in its capacity as
Proposal Trustee