

Court File Number: 31-2590812

Superior Court of Justice
Commercial List

FILE/DIRECTION/ORDER

In the Matter of: ViaForma Inc.
Plaintiff(s)

AND

Defendant(s)

Case Management Yes No by Judge: _____

Counsel	Telephone No:	Facsimile No:
(as per counsel slip)		

- Order Direction for Registrar (No formal order need be taken out)
- Above action transferred to the Commercial List at Toronto (No formal order need be taken out)
- Adjourned to: _____
- Time Table approved (as follows):

I heard these motions today via teleconference in accordance with the Notice to Profession issued by Chief Justice Marawetz and the resulting Commercial List Advisory created in light of the COVID-19 crisis.

Materials were provided to me via email and a list of those who participated in the motion is attached. The Commercial List Office will

23 March 20
Date

[Signature]
Judge's Signature

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Judges Endorsement Continued

email this endorsement, the resulting orders and counsel slip to the parties.

The Approval and Vesting Order, Order appointing Receiver and the ancillary Order (3 in total) shall all go as per the drafts filed and signed.

Insofar as all three orders are concerned the orders are effective from today's date regardless of whether or not they are entered.

With respect to the Approval and Vesting Order Espresso Capital Ltd and National Bank of Canada take no position; no one else opposes.

I am satisfied that the relief sought is fair and reasonable. Soundair principles have been met.

Similarly, the relief sought in the remaining orders, none of which is opposed, is also fair and reasonable.

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Judges Endorsment Continued

It is sensible that KSV be appointed as Receiver to aid with the transition and the remaining terms of the Order are consistent with the model order.

Last, the ancillary orders terms are approved and a sealing order shall go as the Sierra Club criteria have been met.

McEnt

Addendum (prepared March 24/20)

Given current circumstances a paper copy of the material has been filed.

It is up to counsel to ensure that a sealing order is properly obtained, if necessary, when a paper copy is eventually filed.

McEnt