

No. S1910194 Vancouver Registry

# IN THE SUPREME COURT OF BRITISH COLUMBIA

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

AND

IN THE MATTER OF THE BUSINESS CORPORATIONS ACT, S.B.C. 2002, c.57

**AND** 

IN THE MATTER OF ENERGOLD DRILLING CORP., CROS-MAN DIRECT UNDERGROUND LTD., EGD SERVICES LTD., BERTRAM DRILLING CORP., AND OMNITERRA INTERNATIONAL DRILLING INC.

**PETITIONERS** 

### ORDER MADE AFTER APPLICATION

(STAY EXTENSION)

| BEFORE THE HONOURABLE | ) | November 28, 2019 |
|-----------------------|---|-------------------|
| MR. JUSTICE MILMAN    | ) |                   |
|                       | ) |                   |

ON THE APPLICATION of the Petitioners coming on for hearing at Vancouver, British Columbia, on the 28th day of November, 2019; AND ON HEARING Lisa Hiebert, counsel for the Petitioners and those other counsel listed on Schedule "A" hereto; AND UPON READING the material filed; AND PURSUANT TO the Companies' Creditors Arrangement Act, R.S.C. 1985, c. C-36 as amended (the "CCAA"), the British Columbia Supreme Court Rules and the inherent jurisdiction of this Honourable Court;

# THIS COURT ORDERS AND DECLARES THAT:

- 1. The time for service of the Notice of Application and supporting materials be and is hereby abridged such that this application is properly returnable today and service thereof upon any interested party other than the parties on the service list maintained by the Monitor in this proceeding is hereby dispensed with.
- 2. The relief provided for in the Initial Order made in these proceedings on September 13, 2019 be and is hereby confirmed, and the Stay Period (as defined in the Initial Order) and all other relief is hereby extended to January 31, 2020.

- 3. Any Petitioner, at the discretion of Mark Berger in his capacity as Chief Restructuring Officer of the Petitioners (the "CRO"), with the consent of the Monitor and in consultation with Extract Advisors, LLC (as agent for certain noteholders), be permitted to sell, transfer or convey to bona fide third party purchasers for value any and all shares that a Petitioner holds in the capital of any publicly-traded reporting issuer (collectively referred to herein as "Shares"), including without limitation, any Shares that Energold Drilling Corp. holds in the capital of IMPACT Silver Corp., Candente Copper Corp., Avrupa Minerals Ltd., Eagle Graphite Incorporated, Everton Resources Inc., Latin Metals Inc., Voyageur Minerals Ltd., or Nortec Minerals Corp., and hereby orders and directs any intermediary, broker or depository holding such Shares on behalf of or for the benefit of any Petitioner to, upon receiving instructions of the CRO, take such actions and perform such acts as may be necessary or desirable to give effect to such sale, transfer or conveyance of Shares.
- 4. Endorsement of this Order by counsel appearing on this application, other than counsel for the Petitioners, is hereby dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

Signature of Lisa Hiebert

☐ Party ☐ Lawyer for the Petitioners

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BY THE COURT

Tilmon, J.

REGISTRAR

# Schedule "A"

# **List of Counsel**

| Party Represented  |  |
|--|--|
| Energold Drilling Corp. and the other Petitioners  |  |
| The Monitor, FTI Consulting Canada Inc.  |  |
| Extract Advisors, LLC, as agent to the Noteholders  Local agent to Stikeman Elliott LLP, counsel to the DIP  Lender. |  |
| Export Development Canada  |  |
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