

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



THE HONOURABLE MR.
JUSTICE HAINEY

) TUESDAY, THE 22ND
)
) DAY OF SEPTEMBER, 2020

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

AND IN THE MATTER OF A PROPOSED PLAN
OF COMPROMISE OR ARRANGEMENT WITH RESPECT TO
GROWTHWORKS CANADIAN FUND LTD.

STAY EXTENSION ORDER

THIS MOTION, made by GrowthWorks Canadian Fund Ltd. (the "**Applicant**" or the "**Fund**") for an order extending the stay period defined in paragraph 14 of the initial order of the Honourable Mr. Justice Newbould made October 1, 2013, as amended and restated on October 29, 2013 (the "**Stay Period**"), and for an order approving an extension to the amended and restated investment advisor agreement between Crimson Capital Inc. ("**Crimson Capital**") and the Fund (the "**Second Amended and Restated IAA**") was heard this day by Zoom judicial videoconference due to the COVID-19 pandemic.

ON READING the Motion Record of the Fund, including the Notice of Motion and the affidavit of C. Ian Ross sworn on September 16, 2020, the Twenty-Sixth Report of FTI Consulting Canada Inc., in its capacity as monitor of the Applicant (the "**Monitor**"), and on hearing the submissions of counsel for the Applicant and the Monitor, and such other counsel as were present, no one else appearing although properly served as appears from the the Affidavit of Emilia Moon-de Kemp, sworn September 16, 2020, filed:

1. **THIS COURT ORDERS** that the time for service of the Motion Record is hereby

abridged and validated such that this Motion is properly returnable today and hereby dispenses with further service thereof.

STAY EXTENSION

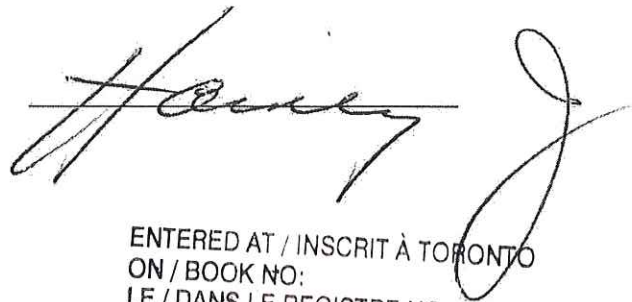
2. **THIS COURT ORDERS** that the Stay Period is hereby extended until and including June 30, 2021.

EXTENSION OF SECOND AMENDED AND RESTATED IAA

3. **THIS COURT ORDERS** that the Applicant is authorized to execute and deliver an Extension Notice extending the Term of the Second Amended and Restated IAA to June 30, 2021 (the "Extended Term") and that such extension is hereby approved (as each term is defined in the Second Amended and Restated IAA).

4. **THIS COURT ORDERS** that the Applicant is authorized to continue to perform its obligations under the Second Amended and Restated IAA during the Extended Term.

5. **THIS COURT ORDERS** that paragraphs 4 to 7 of the Stay Extension Order of the Honourable Mr. Justice Hainey made March 22, 2019 shall continue to apply during the Extended Term.



ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO:

SEP 23 2020

PER / PAR:



IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c.
C-36, AS AMENDED AND IN THE MATTER OF A PROPOSED PLAN OF COMPROMISE
OR ARRANGEMENT WITH RESPECT TO GROWTHWORKS CANADIAN FUND LTD.

Court File No. CV-13-10279-00CL

ONTARIO

**SUPERIOR COURT OF JUSTICE
(Commercial List)**

Proceeding Commenced at Toronto

STAY EXTENSION ORDER

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Lawyers for the Applicant,
Growth Works Canadian Fund Ltd.

Court File Number: CV-13-10279

Superior Court of Justice
Commercial List

FILE/DIRECTION/ORDER

Re Growthworks Canadian
Plaintiff(s)

AND

FUND
Defendant(s)

Case Management Yes No by Judge: _____

Counsel	Telephone No:	Facsimile No:

- 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):

① This unopposed Motion supported by the Motion is granted on the terms of the attached approval and vesting Order and stay extension Order.

September 22, 2020 Haisey
Date Judge's Signature

Additional Pages _____