

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE) FRIDAY, THE 30TH
)
JUSTICE MCEWEN) DAY OF JULY, 2021



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

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF SEARS CANADA INC., 9370-2751 QUEBEC INC., 191020 CANADA INC., THE CUT INC., SEARS CONTACT SERVICES INC., INITIUM LOGISTICS SERVICES INC., 9845488 CANADA INC., INITIUM TRADING AND SOURCING CORP., SEARS FLOOR COVERING CENTRES INC., 173470 CANADA INC., 2497089 ONTARIO INC., 6988741 CANADA INC., 10011711 CANADA INC., 1592580 ONTARIO LIMITED, 955041 ALBERTA LTD., 4201531 CANADA INC., 168886 CANADA INC., AND 3339611 CANADA INC.

Applicants

**ORDER
(Stay Extension and Fee Approval)**

THIS MOTION, made by FTI Consulting Canada Inc., in its capacity as Court-appointed Monitor (the "**Monitor**") pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "**CCAA**"), proceeded by way of videoconference due to the COVID-19 pandemic.

ON READING the Notice of Motion of the Monitor and the Forty-Sixth Report of the Monitor dated July 19, 2021 (the "**Forty-Sixth Report**"), filed, including the Affidavit of Steven Bissell, sworn July 15, 2021, and the Affidavit of Alan Merskey, sworn July 15, 2021 (collectively, the "**Fee Affidavits**"), and on hearing the submissions of counsel for the Monitor and such other counsel as were present, no one else appearing although duly served as evidenced by the Affidavit of Service of Peter Choi sworn July 22, 2021, filed;

SERVICE

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

STAY EXTENSION

2. **THIS COURT ORDERS** that the Stay Period (as defined in the Amended and Restated Initial Order of this Court dated June 22, 2017) be and is hereby extended to and including October 30, 2021.

APPROVAL OF FEES

3. **THIS COURT ORDERS** that (i) the fees and disbursements of the Monitor for the period from January 1, 2021 to and including May 31, 2021 totalling \$914,561.62 (including applicable taxes); and (ii) the fees and disbursements of Norton Rose Fulbright Canada LLP, in its capacity as legal counsel to the Monitor for the period January 1, 2021 to and including May 31, 2021 totalling \$392,630.86 (including applicable taxes), be and are hereby approved.



AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF SEARS CANADA INC., *et al.*

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Proceeding commenced at Toronto

**ORDER
(Stay Extension and Fee Approval)**

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as Monitor