

Court File No. CV-21-00658423-00CL

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

THE HONOURABLE MR.	)	WEDNESDAY, THE 28TH
	)	
JUSTICE MCEWEN	)	DAY OF JUNE, 2023

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 14487893 CANADA INC., 11368, LLC, 12175592 CANADA INC., DRAG MARKETING LLC, JUST SOLAR HOLDINGS CORP., JUST ENERGY CONNECTICUT CORP., AND JUST ENERGY (FINANCE) HUNGARY ZRT. (each, an "Applicant", and collectively, the "Applicants")

APPLICANTS

### ORDER (Stay Extension & Other Relief)

THIS MOTION, made by FTI Consulting Canada Inc., in its capacity as Court-appointed Monitor of the Applicants (in such capacity, the "Monitor"), pursuant to the Companies' Creditors Arrangement Act, R.S.C. 1985, c. C-36, as amended (the "CCAA") for an Order, inter alia, (i) extending the Stay of Proceedings to January 31, 2024, (ii) waiving certain noticing requirements in respect of forthcoming bankruptcy proceedings in Canada with respect to the Canadian Applicants in these proceedings and other related entities, and (iii) approving the Fourteenth Report (as defined below) and the activities and conduct of the Monitor described therein, was heard this day by judicial video-conference via Zoom in Toronto, Ontario.

**ON READING** the Notice of Motion, the Fourteenth Report of the Monitor dated June 21, 2023 (the "Fourteenth Report"), and on hearing the submissions of counsel for the Monitor and such other counsel that were present, no one else appearing for any party although duly served as appears from the Affidavit of Service of Puya Fesharaki sworn June 22, 2023, filed:

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### SERVICE AND DEFINITIONS

- 1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the 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 capitalized terms used in this Order and not otherwise defined herein shall have the meanings ascribed to them in the Fourteenth Report.

### STAY EXTENSION

 THIS COURT ORDERS that the Stay of Proceedings is hereby extended until and including January 31, 2024.

### APPROVAL OF MONITOR'S REPORT

4. **THIS COURT ORDERS** that the Fourteenth Report and the activities, conduct and decisions of the Monitor set out therein are hereby ratified and approved, provided that only the Monitor, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

### WAIVER OF BANKRUPTCY NOTICING REQUIREMENTS

5. **THIS COURT ORDERS** that, upon the Monitor assigning any of the Applicants or causing such Applicants to be assigned into bankruptcy under the *Bankruptcy and Insolvency Act*, RSC 1985, c B-3, the Trustee in such proceedings shall not be required to provide notice or other communication relating to any bankruptcy proceedings or any first meeting of creditors arising from or pertaining to these CCAA proceedings.

### **GENERAL**

- THIS COURT ORDERS that this Order shall have full force and effect in all provinces and territories in Canada.
- 7. THIS COURT HEREBY REQUESTS the aid and recognition of any court, tribunal and regulatory or administrative bodies, having jurisdiction in Canada or in the United States of America, including the United States Bankruptcy Court for the Southern District of Texas overseeing the Applicants' proceedings under Chapter 15 of the Bankruptcy Code in Case No. 21-30823 (MI), or in any other foreign jurisdiction, to give effect to this Order and to assist the Applicants and the Monitor, and their respective agents in carrying out the terms of this Order. All courts, tribunals and regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Applicants and the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Applicants and the Monitor and their respective agents in carrying out the terms of this Order.

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 14487893 CANADA INC. et al. (each, an "Applicant", and collectively, the "Applicants")

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Proceedings commenced at Toronto

### ORDER (Stay Extension & Other Relief)

## **Thornton Grout Finnigan LLP**

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Lawyers for the Court-appointed Monitor, FTI Consulting Canada Inc.