NO. S-267204
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

BANK OF MONTREAL

PETITIONER

AND

1608083 B.C. LTD.

RESPONDENT

NOTICE OF APPLICATION

Name of applicant: AlixPartners Restructuring, Inc. in its capacity as court-appointed receiver and manager of the Respondent (the "**Receiver**")

To: The Service List, a copy of which is attached hereto as Schedule "A".

TAKE NOTICE that an application will be made by the applicant to the Honourable Justice Stephens at the courthouse at 800 Smithe Street, in the City of Vancouver, in the Province of British Columbia on a date to be set by Notice of Hearing of Application for the order set out in Part 1 below.

The applicant estimates that the application will take 2.5 hours.

The applicant proposes that the matter will be heard on [insert date, date range, or assize].

☒ This matter is not within the jurisdiction of an associate judge. The Honourable Justice Stephens is seized of this matter.

Part 1 ORDER SOUGHT

1. An order, substantially in the form attached hereto as Schedule "B", for, among other things, the following relief:

   (a) authorizing and directing the Receiver to make one or more distributions to the Canada Revenue Agency (the "**CRA**") in respect of amounts owing by one or more

of Canstar Restorations Limited Partnership ("**Canstar LP**"), by its general partner, Canstar Restorations GP Inc. ("**Canstar GP**"), Canstar GP, and L.U.N.A Restorations Inc. ("**LUNA**" and, together with Canstar LP and Canstar GP, the "**Canstar Group**") on account of deemed trust claims for unremitted source deductions as of September 28, 2026 (the "**Deemed Trust Claims**");

(b) authorizing and directing the Receiver to make one or more distributions to Bank of Montreal ("**BMO**") in full satisfaction of the amounts owing by the Canstar Group to BMO, under the BMO Credit Facilities (as defined below), inclusive of accrued interest and costs, but net of the Investor's Subordinate Interest (as defined below) advanced by Fulcrum Capital Partners V, LP ("**Fulcrum**") (the "**Net BMO Distribution**");

(c) approving the activities and conduct of the Receiver as set forth in the Pre-Filing Report of the Receiver dated September 25, 2026 (the "**Pre-Filing Report**"), the Confidential Supplement to the Pre-Filing Report of the Receiver, dated September 25, 2026, the First Supplement to the Pre-Filing Report of the Receiver dated September 29, 2026, the Second Supplement to the Pre-Filing Report dated October 2, 2026, the First Report of the Receiver dated October 7, 2026 (the "**First Report**"), and the Second Report of the Receiver dated November 13, 2026 (the "**Second Report**" and, collectively, the "**Reports**");

(d) declaring that the Receiver shall not incur any liability under the *Income Tax Act* (Canada) (the "**ITA**"), the *Excise Tax Act* (Canada), or any other similar federal, provincial, state or territorial tax legislation (collectively, the "**Tax Statutes**") for facilitating any distributions contemplated by the requested order;

(e) approving the Receiver's fees and disbursements for the period of September 1, 2026 to October 9, 2026 in the amount of $159,951.50, including applicable taxes (the "**Receiver's Fees**");

(f) approving the fees and disbursements of the Receiver's legal counsel, Fasken Martineau DuMoulin LLP ("**Fasken**"), for the period of September 1, 2026 to October 31, 2026, in the amount of $364,629.83, including applicable taxes ("**Fasken's Fees**"); and

(g) approving the fees and disbursements of the Receiver's Saskatchewan legal counsel, McDougall Gauley LLP ("**McDougall Gauley**"), for the period of September 18, 2026 to October 31, 2026, in the amount of $4,381.99, including applicable taxes ("**McDougall Gauley's Fees**" and together with the Receiver's Fees and Fasken's Fees, collectively the "**Receiver's Professional Fees**").

Part 2 FACTUAL BASIS

2. Capitalized terms used herein and not otherwise defined have the same meanings as are ascribed to them in the Second Report.

Background

3. The Canstar Group provides restoration and remediation services, including emergency restoration services, through Canstar LP and its operating subsidiary LUNA, and LUNA's four operating divisions, across British Columbia, Alberta and Saskatchewan.

4. By order made September 28, 2026 (the "**Receivership Order**"), on the application of BMO, the Canstar Group's senior secured lender, this Court appointed AlixPartners Restructuring, Inc. ("**AlixPartners**") as receiver and manager of the Canstar Group's property, assets and undertakings. On October 2, 2026, on the application of BMO, this Court amended paragraph 8 of the Receivership Order to extend the stay of lien claims to those arising under Alberta and Saskatchewan builders' lien legislation (the Receivership Order, as so amended, the "**Amended Receivership Order**").

The Transaction and the RVO

5. The Canstar Group's financial difficulties, including a fully drawn operating facility, substantial arrears owing to trade creditors and accumulated losses, led the Canstar Group, BMO and Fulcrum to retain Summit Cap Advisors Ltd. to conduct a sale process for the Canstar Group's business, under the supervision of AlixPartners, which culminated in a share purchase agreement dated September 15, 2026, as subsequently amended (collectively the "**Agreement**"), being entered into by the Canstar Group and Premium Restoration Ltd. (the "**Purchaser**"). The Agreement, by its terms, contemplated the completion of the sale transaction (the "**Transaction**") in the context of a receivership proceeding and by way of a reverse vesting order ("**RVO**").

6. By order made October 9, 2026, this Court approved the Transaction and granted the RVO. Upon closing, and in accordance with the RVO, the Purchaser was to become the sole shareholder of Canstar GP and LUNA and the sole limited partner of Canstar LP, free and clear of claims, other than the Retained Liabilities and Permitted Encumbrances, and the Excluded Assets and Excluded Liabilities, including the purchase price, were to be transferred to and vested in 1608083 B.C. Ltd. ("**ResidualCo**"), in respect of which these receivership proceedings were to continue.

7. The Transaction closed on October 9, 2026, and the Purchaser paid the full amount of the Purchase Price on closing, subject to adjustments. The Receiver delivered the Receiver's Certificate to the Purchaser on October 9, 2026, which was subsequently filed with the Court and served on the service list on October 15, 2026.

8. At closing, the Purchaser and ResidualCo entered into the Transition Services Agreement, under which ResidualCo employs the Transition Employees and holds the Transition Leases for the 90-day Transition Period following closing. The Canstar Group and the Purchaser are responsible for the lease costs, employee costs and ResidualCo's costs of administering the Transition Services Agreement, which are secured by a deposit of $160,000 received by the Receiver from the Purchaser on October 9, 2026, and held by the Receiver in trust.

9. The Purchase Price remains subject to a post-closing adjustment based on the Canstar Group's Net Working Capital immediately prior to closing (the "**Purchase Price Adjustment**"). The Purchaser is required to deliver its Closing Statement to the Receiver within 60 days after the Closing Date, following which the Agreement provides for successive periods for review, dispute and, if necessary, independent determination. Any negative Purchase Price Adjustment is payable by ResidualCo to the Purchaser.

10. The Receiver intends to assign ResidualCo into bankruptcy in accordance with the powers granted to it under the Amended Receivership Order, with such assignment occurring prior to the hearing of this application.

Proposed Distributions

11. Following closing, the Receiver holds net proceeds of the Transaction of approximately $21.3 million available for distribution to the Canstar Group's creditors in accordance with their respective priorities.

12. The Receiver has obtained from its respective legal counsel, Fasken and McDougall Gauley, independent security opinions respecting BMO's security interests in the assets of the Canstar Group in each of British Columbia and Alberta (Fasken), and Saskatchewan

(McDougall Gauley) (together the "**Security Opinions**"). Subject to the customary assumptions and qualifications, the Security Opinions confirm that BMO holds valid and enforceable security interests in the Canstar Group's Property.

13. As at September 16, 2026, the Canstar Group was indebted to BMO in an aggregate amount exceeding $16.85 million under operating and term loan facilities (together, the "**BMO Credit Facilities**"). As at October 26, 2026, the amount owing to BMO was approximately $16.75 million, with interest and costs continuing to accrue.

14. As at June 30, 2026, the Canstar Group was further indebted, directly or indirectly, to Fulcrum and Canstar Construction on a *pari passu* basis in the approximate amount of $23.4 million of which $19.2 million was owing to Fulcrum. Interest and costs continue to accrue on this debt.

15. Pursuant to a Participation and Administration Agreement dated June 29, 2026 (the "**Participation Agreement**") among Fulcrum and other Fulcrum affiliates (collectively, the "**Investor**") and BMO, the Investor purchased from BMO an interest in the BMO Credit Facilities in the aggregate amount of $5.0 million, in exchange for BMO applying that amount against the Canstar Group's indebtedness to BMO and releasing the related guarantees previously provided by Fulcrum. Under the Participation Agreement, BMO allocated to the Investor a subordinate interest of up to $5.0 million in the aggregate principal amount available under the BMO Credit Facilities (the "**Investor's Subordinate Interest**") and acts as the Investor's agent in respect of the Investor's Subordinate Interest, which is secured under the security agreements in favour of BMO in respect of the BMO Credit Facilities. The Investor's Subordinate Interest is subordinate to BMO's share of the amount outstanding under the BMO Credit Facilities and is separate from, and in priority to, the approximately $19.2 million in additional subordinate secured indebtedness owing to Fulcrum described above. The Receiver has verified the $5.0 million advance from Fulcrum to BMO.

16. The Receiver estimates that, as at the date of the Second Report, the Deemed Trust Claims total approximately $739,589 on account of unremitted source deductions, exclusive of interest, penalties and the employer portion of source deductions.

17. The Receiver understands that the Canstar Group is also indebted to the CRA in the approximate amount of $1,014,020 on account of unremitted GST and HST.

18. Subsection 67(3) of the *Bankruptcy and Insolvency Act* (Canada) (the "**BIA**"), expressly preserves the statutory deemed trusts for unremitted source deductions arising under subsections 227(4) and 227(4.1) of the ITA, subsections 23(3) and 23(4) of the *Canada Pension Plan* (the "**CPP**"), and subsections 86(2) and 86(2.1) of the *Employment Insurance Act* (Canada) (the "**EI Act**"); however, the statutory deemed trust for unremitted GST and HST under subsection 222(3) of the *Excise Tax Act* (Canada) (the "**ETA**") is not preserved in a bankruptcy, such that the priority is lost.

19. The Deemed Trust Claims therefore rank in priority to the security interests of secured creditors, including BMO. Subject to the anticipated bankruptcy of ResidualCo, CRA's statutory deemed trust priority for unpaid GST and HST will not be preserved. CRA advised the Receiver that it does not oppose the Receiver filing an assignment in bankruptcy on behalf of ResidualCo.

20. MBW Canada Holding Inc. ("**MBW**"), a judgment debtor of Canstar, filed a Notice of Appeal of the RVO in the Court of Appeal for British Columbia on October 16, 2026, which it amended on October 19, 2026 (the "**MBW Appeal**"). Among other things, on the MBW Appeal, MBW seeks to set aside the RVO, to freeze or reserve the Transaction proceeds and stay their distribution, and to stay or discharge Canstar's judgment against MBW in other litigation proceedings, which judgment MBW has also appealed. In the MBW Appeal, MBW has advised that it opposes any distribution of the Transaction proceeds absent a reserve in respect of its asserted counterclaims in the separate litigation proceedings between itself and the Canstar Group.

21. After receiving notice of the Receiver's intention to schedule a distribution application, MBW delivered a Notice of Application and supporting affidavit which, among other things, seeks to restrain the distribution of the Transaction proceeds and preserve funds as security for its asserted claims against Canstar. MBW asserts a contingent entitlement to repayment of approximately $1 million paid out of Court to Canstar LP pursuant to

Canstar's judgment (the "**Security Deposit**"), together with an unadjudicated counterclaim exceeding $10 million and rights of equitable set-off (the "**MBW Claim**").

22. MBW was represented by counsel at the hearing for approval of the RVO. MBW raised its concerns regarding the separate litigation, the amount paid out of Court and preservation of Transaction proceeds. No distribution was sought at that hearing, and the Receiver advised that MBW would receive notice of any subsequent distribution application. MBW did not pursue its requested adjournment and did not oppose the RVO. The Court did not determine the validity, amount or priority of MBW's asserted claims.

23. The Receiver is of the view that neither the MBW Appeal nor MBW's asserted claims preclude the proposed distributions being made, including for the following reasons:

    (a) MBW's concerns regarding the approximately $1 million paid out of court are adequately addressed by the fact that the Receiver expects to have retained approximately $3.8 million after the proposed distributions to CRA and BMO. MBW will have an opportunity to establish that it is entitled to have approximately $1 million of the Remaining Funds paid to it in priority to Fulcrum (or any other stakeholder).

    (b) There is no reason to reserve additional funds to address MBW's counterclaim and defence of equitable setoff. The setoff claim is only relevant to the extent of Canstar's claim, which amounts to approximately $2 million (inclusive of interest and costs), of which approximately $1 million has been paid (from the funds paid out of court). If MBW is successful on its counterclaim (which is an insured claim), it could set off the approximately $1 million still owing to Canstar, and, as noted above, the approximately $1 million already paid to Canstar is covered by the funds being retained by the Receiver. Any additional amount of MBW's claim (if successful) is simply an unsecured liability.

24. To be clear, the Receiver is not commenting on the merits of any of MBW's claims. The Receiver's comments regarding the retention of funds after distributions to CRA and BMO reflect the prudential manner in which the Receiver intends to proceed, and are not intended

to constitute an admission as to the validity, amount, characterization, traceability or priority of the MBW Claim.

25. Other than any amounts owing in respect of the Receiver's Charge under the Amended Receivership Order and the Deemed Trust Claims, the Receiver is not aware of any creditor whose claim ranks in priority to that of BMO in respect of the Property. In the result, and on the basis of the Security Opinions and the Participation Agreement between BMO and Fulcrum, the Receiver proposes to make the Net BMO Distribution in the amount of approximately $16.75 million, plus accrued interest and costs, in full satisfaction of the amounts owing to BMO under the BMO Credit Facilities (excluding the Investor's Subordinate Interest). Repaying BMO at this time will avoid the further accrual of significant interest costs on BMO's debt. MBW's asserted concern regarding the Security Deposit can be preserved through the Remaining Funds, whereas restraining the Net BMO Distribution would impose significant accruing interest costs on the estate at approximately $4,000/day.

26. The Receiver will retain the balance of the Transaction proceeds remaining after payment of the Deemed Trust Claims, once determined, and the Net BMO Distribution (the "**Remaining Funds**"), which the Receiver presently estimates will be approximately $3.8 million. The Remaining Funds will be sufficient to: (i) satisfy any obligations of ResidualCo that may arise from the Purchase Price Adjustment; (ii) satisfy the MBW Claim, should MBW establish its validity and asserted priority; and (iii) fund the completion of the administration of these receivership proceedings and the bankruptcy of ResidualCo, including the fees of the Receiver and the Trustee and their counsel.

27. No distribution to Fulcrum is sought on this Application, whether in respect of the Investor's Subordinate Interest or otherwise. Once the matters to be funded from the Remaining Funds have been addressed, the Receiver intends to bring a further application to distribute the Remaining Funds to Fulcrum. As the Investor's Subordinate Interest of $5.0 million exceeds the anticipated amount of the Remaining Funds, Fulcrum is anticipated to be the only creditor with an economic interest in the Remaining Funds. Any

distribution to be made to Fulcrum will only be made on subsequent application on notice to all parties on the Service List, including MBW.

28. The Canstar Group's creditors with claims ranking subordinate to BMO and the Investor's Subordinate Interest are not anticipated to receive any distributions from the Transaction proceeds or otherwise in respect of the amounts owed to them, including the approximately $23.4 million in subordinate secured indebtedness owed to Fulcrum and Canstar Construction, other than in respect of Retained Liabilities, which remain obligations of the Canstar Group.

Approval of the Receiver's Activities and Fees

29. The Receiver has, among other things, taken possession and control of the Property, communicated with employees, customers, vendors and landlords concerning the effect of the receivership and the Transaction, negotiated and completed the Transaction pursuant to the RVO, overseen the transition of the business to the Purchaser and monitored the performance of the Transition Services Agreement, delivered termination letters to the Excluded Employees and transfer letters to the Transition Employees, confirmed the discharge of the security registrations listed in Schedule "C" to the RVO, investigated whether any lien claims have been registered under the Lien Acts, and responded to correspondence from MBW and the MBW Appeal.

30. The Receiver seeks approval of its activities as described in the Reports, as well as of the Receiver's Professional Fees, details of which are set out in the Second Report and the fee affidavits. The Receiver respectfully submits that the Receiver's Professional Fees were necessarily incurred in connection with the administration of these receivership proceedings, are fair and reasonable in the circumstances, and reflect work performed by the Receiver, Fasken and McDougall Gauley in furtherance of their respective mandates, including the completion of the Transaction and the administration of the receivership estate.

Part 3 LEGAL BASIS

31. The Receiver relies upon:

(a) sections 67(3), 183 and 243(1) of the BIA;

(b) subsections 227(4) and 227(4.1) of the ITA;

(c) subsection 23(3) and 23(4) of the CPP;

(d) subsections 86(2) and 86(2.1) of the EI Act;

(e) subsections 222(1) and 222(3) of the ETA;

(f) Rules 8-1 and 22-4(2) of the *Supreme Court Civil Rules*, B.C. Reg. 168/2009;

(g) the Amended Receivership Order and the RVO;

(h) the inherent and equitable jurisdiction of this Honourable Court; and

(i) such further and other legal basis as counsel may advise and this Honourable Court may allow.

Approval of Distributions

32. This Court has broad authority under section 243(1) of the BIA and its inherent jurisdiction to authorize a receiver to make distributions to secured creditors in accordance with their established priorities, where the receiver has confirmed the validity and enforceability of the relevant security. Paragraph 12 of the Amended Receivership Order expressly contemplates payments under further order of the Court. The Amended Receivership Order does not itself authorize the Receiver to distribute the Transaction proceeds to the Canstar Group's secured creditors; a further order of this Court is required, which the Receiver now seeks, supported by the independent Security Opinions confirming the validity and enforceability of BMO's security over the Property.

Bankruptcy and Insolvency Act, RSC 1985, c B-3, as amended, s 243(1) [**BIA**]; Amended Receivership Order at para 12.

33. The proposed distributions to BMO and the CRA accord with the applicable priorities and the Receiver's review of the relevant claims and security.

34. The Receiver proposes to pay the CRA the Deemed Trust Claims in satisfaction of its statutory deemed trust claims for unremitted source deductions. Such claims rank in priority to the claims of the secured creditors.

BIA, s. 67(3); *Income Tax Act*, RSC 1985, c 1 (5th Supp), ss 227(4), 227(4.1); *Canada Pension Plan*, RSC 1985, c C-8, ss 23(3), 23(4); *Employment Insurance Act*, SC 1996, c 23, ss 86(2), 86(2.1); *Excise Tax Act*, RSC 1985, c E-15, ss 222(1), 222(3).

35. The Receiver also proposes to make the Net BMO Distribution to BMO in satisfaction of the indebtedness secured by BMO's valid and enforceable security over the Property. The proposed distributions will satisfy that portion of indebtedness owing to BMO under the BMO Credit Facilities in full, avoiding the further accrual of significant interest and costs, while preserving sufficient funds for the Receiver to, among other things, address any Purchase Price Adjustment, the MBW Claim if established, and complete the administration of ResidualCo and the receivership. No distribution to Fulcrum is sought on this Application.

36. The Court's broad supervisory jurisdiction under section 243(1) of the BIA and its inherent jurisdiction include the authority to protect its court-appointed officer from personal liability arising solely from carrying out a distribution expressly authorized by the Court. In *Re One Bloor West Toronto Group (The One) Inc.*, the Ontario Superior Court of Justice confirmed that this jurisdiction may be exercised to shield a court officer from potential personal liability under tax legislation where the protection is necessary to permit the officer to implement a court-authorized payment, while preserving any substantive tax liability of the debtor or other person. The requested declaration is appropriately confined to liability that might otherwise attach to the Receiver merely by reason of facilitating the distributions authorized by the requested order and does not release or determine any underlying liability of the Canstar Group under the Tax Statutes. The Receiver therefore submits that the requested protection is necessary and appropriate to give effect to the proposed distributions and the Court's order authorizing them.

One Bloor West Toronto Group (The One) Inc (Re), 2026 ONSC 1854 at para 61, 2026 ACWS 1517.

Approval of the Receiver's Activities

37. The Court has inherent jurisdiction to review and approve or disapprove the activities of a court-appointed receiver. There are good policy and practical reasons for regular approval of court officer activities, including allowing "the court officer to bring its activities before the court and present an opportunity to address concerns of stakeholders, while enabling the court to satisfy itself that the court officer's activities have been conducted in a prudent and diligent manner." If the Receiver has met the objective test of demonstrating that it has acted reasonably, prudently and not arbitrarily, the Court may approve the activities of the Receiver as set forth in the Reports.

> *Re Canacol Energy Ltd*, 2026 ABKB 654 at para 11, citing *Kingsett Mortgage Corporation v Churchill Lands United Inc*, 2024 ONSC 7127 at para 45, 2024 ACWS 6655; *Leslie & Irene Dube Foundation Inc v P218 Enterprises Ltd*, 2014 BCSC 1855 at para 54, [2014] BCWLD 7241.

38. The Receiver has acted expeditiously and responsibly in order to maximize value for the Canstar Group's creditors and stakeholders. The activities of the Receiver have all been necessary and conducted in accordance with the Receiver's powers granted in the Amended Receivership Order and, thus, the Receiver seeks approval of its activities.

Approval of the Receiver's Professional Fees

39. The Amended Receivership Order provides that the accounts of the Receiver and its counsel are to be referred to a judge of this Court and may be passed on a summary basis. The governing principle is that compensation payable to a receiver and its counsel must be fair and reasonable, having regard to all of the material facts and circumstances of the case, including the value and complexity of the assets administered, the time spent, the degree of skill and responsibility required, and the results achieved.

> Amended Receivership Order at para 21; *Bank of Montreal v Nican Trading Co*, [1990] BCJ No 340 (BCCA) at para 21, 19 ACWS (3d) 1028; *Redcorp Ventures Ltd, (Re)*, 2016 BCSC 188 at para 33, [2016] BCWLD 1714; *Ward Western Holdings Corp v Brosseuk*, 2023 BCSC 1193 at para 15, 2023 ACWS 2884; *Winalta Inc, Re*, 2011 ABQB 399 at para 30, [2011] AJ No 1341.

40. The Receiver submits that its fees, and those of Fasken and McDougall Gauley, were properly incurred, are commensurate with the fees charged by professionals of similar expertise for work of comparable size and complexity, and were performed in a prudent and economical manner, such that they should be approved.

Part 4 MATERIAL TO BE RELIED ON

41. Pre-Filing Report of the Receiver dated September 25, 2026;

42. Confidential Supplement to the Pre-Filing Report of the Receiver dated September 25, 2026;

43. First Supplement to the Pre-Filing Report of the Receiver dated September 29, 2026;

44. Second Supplement to the Pre-Filing Report of the Receiver dated October 2, 2026;

45. First Report of the Receiver dated October 7, 2026;

46. Second Report of the Receiver, dated November 13, 2026;

47. Transcript of Proceedings, *Bank of Montreal v Canstar Restorations Limited Partnership et al*, BCSC No. S-267204, Vancouver Registry, October 8, 2026;

48. Fee Affidavits of Robert Kofman, Kibben Jackson, and Michael Milani, to be filed; and

49. Such further and other material as counsel may advise.

TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION: If you wish to respond to this Notice of Application, you must, within 5 business days after service of this Notice of Application or, if this application is brought under Rule 9-7, within 21 days after service of this Notice of Application, serve the following on the applicant and on every other party of record:

(a) a copy of your unfiled Application Response,

(b) a copy of the affidavits or other evidence that you intend to refer to at the hearing of this application and that has not already been served on that person;

(c) if this application is brought under Rule 9-7, any notice that you are required to give under Rule 9-7(9).

Dated: 13-Nov-2026

Signature of Lawyer for the Receiver,
AlixPartners Restructuring, Inc.
Kibben Jackson / Jessica Cameron

To be completed by the court only:

Order made

☐ in the terms requested in paragraphs ..... of Part 1 of this Notice of Application

☐ with the following variations and additional terms:

.....

.....

.....

Date:

.....

Signature of ☐ Judge ☐ Associate Judge

The Solicitors for the Receiver are Fasken Martineau DuMoulin LLP, whose office address and address for delivery is 550 Burrard Street, Suite 2900, Vancouver, BC V6C 0A3 Telephone: +1 604 631 3131 Facsimile: +1 604 631 3232 E-mail: kjackson@fasken.com (Reference: 267908.00039/15053)

APPENDIX

THIS APPLICATION INVOLVES THE FOLLOWING:

- ☐ discovery: comply with demand for documents
- ☐ discovery: production of additional documents
- ☐ other matters concerning document discovery
- ☐ extend oral discovery
- ☐ other matter concerning oral discovery
- ☐ amend pleadings
- ☐ add/change parties
- ☐ summary judgment
- ☐ summary trial
- ☐ service
- ☐ mediation
- ☐ adjournments
- ☐ proceedings at trial
- ☐ case plan orders: amend
- ☐ case plan orders: other
- ☐ experts
- ☒ none of the above

Schedule "A"

Service List

No. S-267204
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

BANK OF MONTREAL

PETITIONER

AND

CANSTAR RESTORATIONS LIMITED PARTNERSHIP by its General Partner Canstar Restorations GP Inc., CANSTAR RESTORATIONS GP INC. AND L.U.N.A RESTORATIONS INC.

RESPONDENTS

SERVICE LIST

As at November 13, 2026

Fasken Martineau DuMoulin LLP 550 Burrard St #2900 Vancouver, BC V6C 0A3 Attention: Kibben Jackson Jessica Cameron Tiffany Bennett Email: kjackson@fasken.com jcameron@fasken.com tbennett@fasken.com jbeaulieu@fasken.com *Counsel to AlixPartners Restructuring, Inc.*	**AlixPartners Restructuring, Inc.** 220 Bay Street, 13th Floor Toronto, ON M5J 2W4 Attention: Bobby Kofman Ben Luder Tony Trifunovic Email: robert.kofman@alixpartners.com ben.luder@alixpartners.com tony.trifunovic@alixpartners.com *Receiver*
Lawson Lundell LLP Cathedral Place 925 W Georgia St #1600 Vancouver, BC V6C 2L1 Attention: Jack Maslen William Roberts Baylee Hunt Email: jmaslen@lawsonlundell.com wroberts@lawsonlundell.com bhunt@lawsonlundell.com ccurran@lawsonlundell.com *Counsel for the Petitioner*	

Blake, Cassels & Graydon LLP 1133 Melville St #3500 Vancouver, BC V6E 4E5 Attention : John-Paul Bogden Email : jp.bogden@blakes.com *Counsel for the Respondents*	**Canstar Restorations Limited Partnership** **Canstar Restorations GP Inc.** **L.U.N.A Restorations Inc.** **c/o Fulcrum Capital Partners Inc.** 885 West Georgia Street, Suite 1020 Vancouver, BC V6C 3E8 Attention : Graham Flater Greg Collings Email : graham.Flater@fulcrumcapital.ca greg.collings@fulcrumcapital.ca *Respondents*
Premium Restoration Inc. 6901 72 St #212 Delta, BC V4G 0A2 Attention: Fabio Infanti Email: fabio@premiumrestoration.com *Interested Party*	**Borden Ladner Gervais LLP** 200 Burrard Street, Suite 1200 Vancouver, BC V7X 1T2 Attention: Andrew Hennigar Ryan Laity Email: ahennigar@blg.com rlaity@blg.com *Counsel to Premium Restorations Inc.*
Creditors	
Foss National Leasing Ltd. 801 – 125 Commerce Valley Dr W Markham, ON L3T 7W4 Attention: Andrew Kines Susan Traynor Steve Rotz Email: akines@fossnational.com; straynor@fossnational.com; srotz@fossgroup.com; credit@fossnational.com;	**Farmington Leasing Limited** 30 Quarry Ridge Road, Barrie, ON L4M 7G1 Attention: Jim Johnson Email: jimjohnson@farmingtonleasing.ca **McCague Borlack LLP** Suite 2700, P.O. Box 136 130 King Street West Toronto, ON M5X 1C7 Attention: Adam Grant Email : agrant@mccagueborlack.com *Counsel to Farmington Leasing Limited*
Wells Fargo Equipment Finance Company 1100 – 1290 Central Parkway W Mississauga, ON LRC 4R3	**FCP Canstar HoldCo Inc.,** **as Security Agent** 885 West Georgia St, Ste 1020 Vancouver, BC V6C 3E8

Meridian OneCap Credit Corp. 204 – 3185 Willingdon Green Burnaby, BC V5G 4P3 Attention: Joanna Alford Email: LossRecovery@meridianonecap.ca;	**Addison Leasing of Canada Ltd.** 2233 Argentia Road, Suite 303, East Tower Mississauga, ON L5N 2X7
Fulcrum Capital Partners Inc. 885 West Georgia Street, Suite 1020 Vancouver, BC V6C 3E8 Attention: Graham Flater Email: graham.Flater@fulcrumcapital.ca	**Enterprise Fleet Management Canada, Inc.** 13160 88 Ave Surrey, BC V3W 3K3
Surlang Roofing Ltd. #6-19585 56 Ave, Surrey, BC, V3S 6K3 Attention: Bryon Cozicar Email: bryon@surlangroofing.com	**JM Electric Ltd.** c/o Linley Welwood LLP 305-2692 Clearbrook Road Abbotsford, BC, V2T 2Y8 Attention: Justin W. Klassen Email: jklassen@linleywelwood.com; accounts@jmelectricltd.com;
Mira Floors Ltd. c/o Baker Newby LLP 200-2955 Gladwin Road Abbotsford, BC, V2T 5T4 Attention: Adnan N. Habib Email: AHabib@bakernewby.com; MTaylor@bakernewby.com;	**Unitek Development Limited** c/o Leland Kimpinski LLP 336 6th Avenue North Saskatoon, Saskatchewan S7K 2S5 Attention: Joel Seaman Email: jseaman@lelandlaw.ca;
Fraser Valley Building Supplies Inc. c/o Sportschuetz & Company Law Corp. #200 – 106 East 6th Avenue, Vancouver, BC V5T 1J5 Attention: Adrian Greer Email: service@sportschuetz.ca;	**Urban Environmental Asbestos Abatement Ltd.** c/o CSP Law Corporation 600 – 777 Hornby Street Vancouver, BC, V6Z 1S4 Attention: Christopher S. Philip Email: chris@csplawcorp.com;
Knights Insulation Ltd. c/o McQuarrie Hunter LLP 1500 - 13450 102 Avenue Surrey BC V3T 5X3 Attention: Sepideh Alimirzaee Email: salimirzaee@mcquarrie.com; djorgensen@mcquarrie.com;	**Xpera Risk Mitigation** c/o Bryan & Company LLP 2900, 10180 101 Street Edmonton, AB T5J 3V5 Attention: Soheel S. Hussein Email: sshussein@bryanco.com;
All About Floors c/o Gehlen Dabbs Cash LLP 1201–1030 W Georgia Street Vancouver, BC V6E 2Y3	

Attention: Kiely Bartella Email: kb@gdlaw.ca;	
Government Entities	
Employment and Social Development Canada His Majesty The King in Right of Canada Deputy Attorney General British Columbia Regional Office Department of Justice Canada 900 – 840 Howe Street Vancouver, BC V6Z 2S9 Attention : Aminollah Sabzevari Email: Aminollah.Sabzevari@justice.gc.ca; Khanh.Gonzalez@justice.gc.ca;	**Canada Revenue Agency** His Majesty The King in Right of Canada Deputy Attorney General British Columbia Regional Office Department of Justice Canada 900 – 840 Howe Street Vancouver, BC V6Z 2S9 Attention : Aminollah Sabzevari Email: Aminollah.Sabzevari@justice.gc.ca; Khanh.Gonzalez@justice.gc.ca;
His Majesty The Kin in Right of British Columbia **Attorney General for British Columbia** PO Box 9280 Stn Prov Govt Victoria, BC V8W 9J7	**Office of the Superintendent of Bankruptcy Canada** 300 West Georgia St, Suite 2000 Vancouver, BC V6B 6E1 Email: osbservice-bsfservice@ised-isde.gc.ca
Alberta Justice **Alberta Finance & Treasury Legal Team** **Legal Services Division** 2nd Floor, Peace Hills Trust 10011 – 109 Street Edmonton, AB T5J 3S8 Attention: Scott Chen Fidaa Joumaa Rachelle Sorgiovanni Email: scott.chen@gov.ab.ca fidaa.joumaa@gov.ab.ca rachelle.sorgiovanni@gov.ab.ca	**Saskatchewan Justice and Attorney General** **Legal Services Division** **Civil Law Branch** 900 - 1874 Scarth Street Regina, SK, S4P 4B3 Attention: Rachel Haack Laura Mazenc Justin Stevenson Theresia Cooper-Fuhro Email: rachel.haack@gov.sk.ca laura.mazenc@gov.sk.ca justin.stevenson@gov.sk.ca theresia.cooperfuhro@gov.sk.ca;
Facility Lessors	
Boma Industries Ltd. 760 Rochester Avenue Coquitlam, BC V3K 2V8 Email: boma.industries@outlook.com	**Gatz Holdings Ltd.** (Has an Excluded Lease as Well) (Landlord – Surrey Lease Canstar Restorations GP Inc.) 870 Barber Street Port Moody, BC V3H 3V4 Attention: Jay Dargatz

	Email: Jaygatz57@outlook.com;
Sierra Developments Ltd. 4446 Rehsler Pl Chilliwack, BC V2T 6Z5 Email: sierraelectric.ltd@gmail.com **Gordon Creek Law** 1768 Amble Greene Drive Surrey, B.C. V4A 6P4 Attention: M. Jeanne Meyers Email: jeanne@gordoncreeklaw.ca *Counsel for Sierra Developments Ltd.*	**Southbridge Business Park (II) Ltd.** Suite 2000, 595 Burrard Street Vancouver, BC V6C 0E4 Email: trevor.smith@wesgroup.ca **McCarthy Tétrault LLP** 745 Thurlow Street, Suite 2400 Vancouver BC, V6E 0C5, CA Attention: Katherine Griffin Email : kgriffin@mccarthy.ca *Counsel for Southbridge Business Park (II) Ltd.*
CML Properties 272 Lansdowne St. Kamloops, BC V2C 1X7 Email: info@cmlproperties.ca	**GSRD Commercial Investment Corp.** c/o Campbell Froh May & Rice LLP 200-5611 Cooney Road Richmond, BC V6X 3J6 Attention: Arondeep S. Mand Email: amand@cfmrlaw.com; ksugasawa@cfmrlaw.com; greg_nikkel@hotmail.com
Hyatt Auto Sales Ltd. 1311 - 9th Avenue SW, Suite 300 Calgary, AB T3C 0H9 Email: etrieu@hyattgroup.com	**1167893 B.C. Ltd. / Element 29 Ventures Ltd.** 1302 Green Bay Rd West Kelowna, BC, V4T 2B6 Attention: Chad Ulansky Email: CUlansky@metalexventures.ca
Rollyworks Ventures Inc. 201-4548 Lakelse Ave Terrace, BC V8G 1P8 Email: controller@rollyworks.com	**Bandstra Ventures Ltd.** Box 3726 Smithers, BC V0J 2N0 Email: mband@telus.net
KTG Holdings Ltd. #614 - 1488 Fourth Avenue Prince George, BC V2L 4Y2 Attention: Geredina Zwiers Email: gzwiers@telus.net	**JCL Holdings Ltd.** #101, 17839 - 106A Avenue Edmonton, AB T5S 1V8 Attention: Blaine Jackson Email : blainejackson@lydale.com

Andre Holdings Ltd. 3318 Millar Avenue Saskatoon, SK S7K 7G9 Attention: Aaron Andre Email: andreholdingssk@gmail.com	**Triple H Enterprises Inc.** 300, 10240 - 124 Street Edmonton, Alberta T5N 3W6 Attention: Christel Mohr Email: commercial@groupthree.ca
Vista Holdings Ltd. 207, 5920 - 1A Street SW Calgary, AB T2H 0G3 Email: harminholdings@shaw.ca	**MBW Canada Holding Inc.** 950 Greenwood Road West Vancouver, BC V7S 1X7 Attention: Luo Lizhi also known as Max Luo Email: artinfiniti.ca@gmail.com;
102161781 Saskatchewan Ltd. 34 Capital Circle Corman Park, Saskatchewan S7R 1A4 Attention: Stacy Dybvig Ally Shirley Email: stacy.dybvig@icrcommercial.com; Ally.Shirley@icrcommercial.com	
Retained Contracts (Customers)	
Co-operators Financial Services Limited 130 Macdonell Street Guelph, ON N1H 6P8 Attention: Patty Gerard Email: patty_gerard@cooperators.ca	**Sandbox Mutual Insurance Company** 250 Willis Cres Saskatoon, SK S7T 0V2 Attention: Lowen Genoway Email: lGenoway@sandbox.ca
University of Alberta 348 Materials Management Building 8415 - 117 Street NW Edmonton, AB T6G 2R3 Attention: Joe Rollheiser Email: jrollhei@ualberta.ca	**University of Regina** 3737 Wascana Parkway Regina, SK S4S 0A2 Attention: Amber Gunnlaugson Email: amber.gunnlaugson@uregina.ca
University of Saskatchewan 110 Maintenance Road Saskatoon, SK S7N 5C5 Email: procurement@usask.ca	**Alberta Motor Association Insurance Company** 11220 - 109 St Edmonton, AB T5G 2T6 Attention: Jordan Andrew Email: jordan.andrew@ama.ab.ca
CAA Insurance Company	**Crawford Contractor Connection**

60 Commerce Valley Drive East Thornhill, ON L3T 7P9 Attention: Neil Prosty Email: npro@caasco.ca	#200 - 2300 University Ave Waterloo, ON N2K 0A2 Email: CanadianPerformanceManagers@ContractorConnection.ca
Contracktor 4112 Hendreson Rd Harrowsmith, ON K0H 1V0 Attention: Kim Shuen Email: kshuen@contracktor.ca	**Desjardins General Insurance Group** 5-100 rue des Commandeurs Levis, QC G6V 7N5 Attention: Luc Gagné Email: luc.gagne@dgag.ca
Intact Financial Corporation 700 University Avenue Toronto, ON M5G 0A1 Attention: Jhin Kwon Email: jhin.kwon@intact.net	**The Wawanesa Mutual Insurance Company** 191 Broadway Avenue Winnipeg, MB R3C 3P1 Attention: Kayla Guynup Email: kguynup@wawanesa.com
The Board of Education of School District No. 36 (Surrey) 14033 92nd Ave Surrey, BC V3V 0B7 Attention: Cathy Xu Email: xu_c@surreyschools.ca	**BCNET** Suite 750-555 Seymour Street Vancouver, BC V6B 3H6 Attention: Dennis Silva Email: dennis.silva@bc.net
Max Insurance 72 Victoria St. S, Unit 210 Kitchener, ON N2G 4Y9 Attention: Marguerite Palombella Email: mpalombella@maxinsurance.ca	**Co-operators Financial Services Limited** 130 Macdonell Street Guelph, ON N1H 6P8 Email: Contracts@cooperators.ca
BC Housing 1701-4555 Kingsway Avenue Burnaby BC V5H 2A7 Email: webhazmat@bchousing.org	**Aviva Canada Inc.** Attention: Gwen Cheung Stacey Conway Email: gwen.cheung@aviva.com; stacey.conway@aviva.com **c/o Counsel – Stikeman Elliott LLP** 666 Burrard Street, Suite 2700 Vancouver, BC V6C 2X8 Attention: Shona Sinclair

	Email: ssinclair@stikeman.com
Facility Plus 5155 Spectrum Way, Building No. 21 Mississauga, ON L4W 5A1 Email: serviceteam10@facilityplus.com	**City of Surrey** 13450-104 Avenue Surrey BC V3T 1V8 Re: Jeff Schaafsma Attention: Laura Gray Email: Lgray@surrey.ca
Township of Langley 20338 - 65 Avenue Langley BC V2Y 3J1 Attention: Jane Houweling Email: jhouweling@tol.ca	**Symbility** 30 Adelaide East, Suite 500 Toronto ON M5C 3G8 Attention: James Swayze Email: jswayze@symbilitysolutions.com
Others	
Heseltine-Richardson Associates Inc. (Landlord – Kamloops Lease ABK) 215 - 179 Davie Street Vancouver BC V6Z 2Y1 *Interested Party*	**DLA Piper (Canada) LLP** 1133 Melville St Suite 2700 Vancouver, BC V6E 4E5 Attention: Jeffrey Bradshaw Email: jeffrey.bradshaw@ca.dlapiper.com *Counsel to Canstar Construction Ltd. as an interested party*

EMAIL SERVICE LIST

kjackson@fasken.com; jcameron@fasken.com; tbennett@fasken.com; jbeaulieu@fasken.com; robert.kofman@alixpartners.com; ben.luder@alixpartners.com; tony.trifunovic@alixpartners.com; jmaslen@lawsonlundell.com; wroberts@lawsonlundell.com; bhunt@lawsonlundell.com; ccurran@lawsonlundell.com; jp.bogden@blakes.com; graham.Flater@fulcrumcapital.ca; greg.collings@fulcrumcapital.ca; bryon@surlangroofing.com; jklassen@linleywelwood.com; accounts@jmelectricltd.com; AHabib@bakernewby.com; MTaylor@bakernewby.com; jseaman@lelandlaw.ca; service@sportschuetz.ca; chris@csplawcorp.com; salimirzaee@mcquarrie.com; jorgensen@mcquarrie.com; sshussein@bryanco.com; kb@gdlaw.ca; fabio@premiumrestoration.com; ahennigar@blg.com; rlaity@blg.com; akines@fossnational.com; straynor@fossnational.com; srotz@fossgroup.com; credit@fossnational.com; LossRecovery@meridianonecap.ca; jimjohnson@farmingtonleasing.ca; agrant@mccagueborlack.com;

Aminollah.Sabzevari@justice.gc.ca; Khanh.Gonzalez@justice.gc.ca; osbservice-bsfservice@ised-isde.gc.ca; scott.chen@gov.ab.ca; fidaa.joumaa@gov.ab.ca; rachelle.sorgiovanni@gov.ab.ca; rachel.haack@gov.sk.ca; laura.mazenc@gov.sk.ca; justin.stevenson@gov.sk.ca; theresia.cooperfuhro@gov.sk.ca; boma.industries@outlook.com; Jaygatz57@outlook.com; sierraelectric.ltd@gmail.com; jeanne@gordoncreeklaw.ca; kgriffin@mccarthy.ca; trevor.smith@wesgroup.ca; info@cmlproperties.ca; amand@cfmrlaw.com; ksugasawa@cfmrlaw.com; greg_nikkel@hotmail.com; etrieu@hyattgroup.com; CUlansky@metalexventures.ca; controller@rollyworks.com; mband@telus.net; gzwiers@telus.net; blainejackson@lydale.com; andreholdingssk@gmail.com; commercial@groupthree.ca; harminholdings@shaw.ca; artinfiniti.ca@gmail.com; stacy.dybvig@icrcommercial.com; Ally.Shirley@icrcommercial.com; patty_gerard@cooperators.ca; lGenoway@sandbox.ca; jrollhei@ualberta.ca; amber.gunnlaugson@uregina.ca; procurement@usask.ca; jordan.andrew@ama.ab.ca; npro@caasco.ca; CanadianPerformanceManagers@ContractorConnection.ca; kshuen@contracktor.ca; luc.gagne@dgag.ca; jhin.kwon@intact.net; kguynup@wawanesa.com; xu_c@surreyschools.ca; dennis.silva@bc.net; mpalombella@maxinsurance.ca; Contracts@cooperators.ca; webhazmat@bchousing.org; gwen.cheung@aviva.com; stacey.conway@aviva.com; ssinclair@stikeman.com; serviceteam10@facilityplus.com; Lgray@surrey.ca; jhouweling@tol.ca; jswayze@symbilitysolutions.com; jeffrey.bradshaw@ca.dlapiper.com;

COURIER SERVICE LIST

Wells Fargo Equipment Finance Company
1100 – 1290 Central Parkway W
Mississauga, ON LRC 4R3

FCP Canstar HoldCo Inc.,
as Security Agent
885 West Georgia St, Ste 1020
Vancouver, BC V6C 3E8

Addison Leasing of Canada Ltd.
2233 Argentia Road, Suite 303, East Tower
Mississauga, ON L5N 2X7

Enterprise Fleet Management Canada, Inc.
13160 88 Ave
Surrey, BC V3W 3K3

Heseltine-Richardson Associates Inc. (Landlord – Kamloops Lease ABK)
215 - 179 Davie Street
Vancouver BC V6Z 2Y1

JCL Holdings Ltd.
#101, 17839 - 106A Avenue
Edmonton, AB T5S 1V8

Township of Langley
20338 - 65 Avenue
Langley BC V2Y 3J1

Schedule "B"

Draft Order

NO. S-267204
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

BANK OF MONTREAL

PETITIONER

AND

1608083 B.C. LTD.

RESPONDENT

ORDER MADE AFTER APPLICATION
(DISTRIBUTION ORDER)

BEFORE THE HONOURABLE JUSTICE [●]	)))))	[●], 2026

ON THE APPLICATION OF AlixPartners Restructuring, Inc. (the "**Receiver**") in its capacity as court-appointed receiver and manager of the assets, undertakings and property of the Respondent, 1608083 B.C. Ltd. (the "**Respondent**" or "**ResidualCo**"), and formerly of Canstar Restorations Limited Partnership, Canstar Restorations GP Inc. and L.U.N.A Restorations Inc. (collectively, the "**Canstar Group**") coming on for hearing at Vancouver, British Columbia on [●], 2026, for, among other relief, approval of distributions and approval of the activities, and professional fees of the Receiver and its legal counsel; AND ON HEARING Kibben Jackson and Jessica Cameron, counsel for the Receiver, and those other counsel listed in Schedule "A" hereto; AND UPON READING the materials filed in these proceedings (the "**Receivership Proceedings**"), including the receivership order made on September 28, 2026, as amended by the Court on October 2, 2026 (the "**Receivership Order**"), the transaction approval and reverse vesting order made on October 9, 2026 (the "**RVO**"), the Pre-Filing Report of the Receiver dated September 25, 2026, the Confidential Supplement to the Pre-Filing Report of the Receiver, dated September 25, 2026, the First Supplement to the Pre-Filing Report of the Receiver dated September 29, 2026, the Second

Supplement to the Pre-Filing Report dated October 2, 2026, the First Report of the Receiver dated October 7, 2026, and the Second Report of the Receiver dated November 13, 2026 (the "**Second Report**"); **AND PURSUANT TO** the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (the "**BIA**"), the *Law and Equity Act*, R.S.B.C. 1996, c. 253, as amended, the British Columbia *Supreme Court Civil Rules*, and the inherent jurisdiction of this Honourable Court,

THIS COURT ORDERS AND DECLARES THAT:

SERVICE OF APPLICATION AND DEFINED TERMS

1. Service of the Notice of Application for this Order and the materials filed in support is hereby declared to be good and sufficient, and this Application is properly returnable today.

2. Capitalized terms used but not otherwise defined in this Order have the meanings given to them in the Second Report.

AUTHORIZED DISTRIBUTIONS

3. The Receiver is hereby authorized to make the following distributions, including by way of multiple distributions, from the net proceeds of the Transaction which was approved by the RVO:

   (a) to the Canada Revenue Agency (the "**CRA**") in order to satisfy in full the amounts owing by one or more of the Canstar Group on account of deemed trust claims for unremitted source deductions as of September 28, 2026 (the "**Deemed Trust Claims**"); and

   (b) to Bank of Montreal ("**BMO**" and, together with the CRA, the "**Recipients**"), in full satisfaction of the amounts owing by the Canstar Group to BMO, under the BMO Credit Facilities, inclusive of accrued and accruing interest and costs, but net of the Investor's Subordinate Interest (the "**Net BMO Distribution**").

4. The distributions referred to in paragraph 3 of this Order shall be referred to as a "**Distribution**" or "**Distributions**" for the purposes of this Order.

5. Notwithstanding:

(a) the pendency of these proceedings;

(b) any assignment in bankruptcy or any petition for a bankruptcy order now or hereafter issued pursuant to the BIA in respect of any member of the Canstar Group or ResidualCo and any order issued pursuant to any such petition; or

(c) any provisions of any federal or provincial legislation;

any Distributions contemplated by this Order, including any distributions to BMO, irrespective of whether such distributions are made prior to any distributions to CRA, shall be made free and clear of and from any and all security interests (whether contractual, statutory or otherwise), hypothecs, mortgages, trusts, or deemed trusts (whether contractual, statutory or otherwise), liens, executions, levies, charges or other financial or monetary claims, whether or not they have attached or been perfected, registered or filed, and whether secured or unsecured, shall be binding on any trustee in bankruptcy that may be appointed, and shall not be void or voidable nor deemed to be a preference, assignment, fraudulent conveyance, transfer at undervalue or other reviewable transaction under the BIA or any other applicable federal or provincial legislation, as against the Receiver and any party receiving Distributions pursuant to this Order, and shall not constitute oppressive or unfairly prejudicial conduct pursuant to any applicable federal or provincial legislation.

6. In addition to the rights and protections afforded to the Receiver by the Receivership Order, the Receiver shall not be liable for any act or omission on the part of the Receiver pertaining to any Distributions made under this Order, save and except for any claim or liability arising out of any gross negligence or willful misconduct on the part of the Receiver. Nothing in this Order shall derogate from the protections afforded to the Receiver under the Receivership Order, or any other federal or provincial applicable law.

7. Notwithstanding any other provision of this Order and without in any way limiting the protections afforded to the Receiver under the Receivership Order, the BIA, or any other federal or provincial applicable law, the Receiver shall have no obligation to make any Distribution unless the Receiver is in receipt of funds sufficient to make any such payment.

8. The Receiver shall not incur any liability under the *Income Tax Act*, R.S.C. 1985, c. 1 (5th Supp), the *Excise Tax Act*, R.S.C. 1985, c. E-15, or any other similar federal, provincial, state or territorial tax legislation (collectively, the "**Tax Statutes**") for facilitating any Distributions contemplated by this Order, and the Receiver shall not have any liability for the tax liabilities of ResidualCo, any member of the Canstar Group, or the Recipients under the Tax Statutes in respect of such Distributions, regardless of how or when such liabilities may have arisen.

APPROVAL OF ACTIVITIES AND FEES

9. The activities and conduct of the Receiver as set forth in the Pre-Filing Report of the Receiver dated September 25, 2026, the Confidential Supplement to the Pre-Filing Report of the Receiver, dated September 25, 2026, the First Supplement to the Pre-Filing Report of the Receiver dated September 29, 2026, the Second Supplement to the Pre-Filing Report dated October 2, 2026, the First Report of the Receiver dated October 7, 2026, and the Second Report, are hereby ratified and approved, provided that only the Receiver, 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.

10. The professional fees and disbursements of the Receiver for the period between September 1, 2026 and October 9, 2026, in the amount of $141,550, plus applicable taxes of $18,401.50, for a total of $159,951.50, are hereby approved.

11. The professional fees of Fasken Martineau DuMoulin LLP, counsel to the Receiver, for the period between September 1, 2026 and October 31, 2026, in the amount of $298,367.00, plus disbursements and expenses of $5,647.23 and applicable taxes of $60,615.60, for a total of $364,629.83, are hereby approved.

12. The professional fees of McDougall Gauley LLP, Saskatchewan counsel to the Receiver, for the period between September 18, 2026 and October 31, 2026, in the amount of $3,750.00, plus disbursements and expenses of $209.04 and applicable taxes of $422.95, for a total of $4,381.99, are hereby approved.

MISCELLANEOUS

13. The Receiver may apply to the Court as necessary to seek further orders and directions with respect to any Distributions made pursuant to this Order.

14. This Court requests the aid, recognition and assistance of any court, tribunal, regulatory or administrative body having jurisdiction, wherever located, to give effect to this Order and to assist the Receiver and its agents in carrying out the terms of this Order. All such courts, tribunals and regulatory and administrative bodies are respectfully requested to make such orders and to provide such assistance to the Receiver, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Receiver and its agents in carrying out the terms of this Order.

15. The Receiver is authorized and empowered to apply to any court, tribunal or regulatory or administrative body, wherever located, for recognition of this Order and for assistance in carrying out the terms of this Order and the Receiver is authorized and empowered to act as a representative in respect of the within proceedings for the purpose of having these proceedings recognized in a jurisdiction outside Canada.

16. Service of this Order shall be deemed good and sufficient by:

    (a) serving same on the Persons who were served with notice of this Application and any other parties attending or represented at the hearing of this Application; and

    (b) posting a copy of this Order on the Receiver's website at: https://cdncases.alixpartners.com/experience/case/canstar.

17. Service of this Order on any other Person is hereby dispensed with.

18. Service of this Order may be effected by facsimile, electronic mail, personal delivery, or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.

19. Endorsement of this Order by counsel appearing on this Application, other than by counsel for the Receiver, 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 Kibben Jackson
Lawyer for AlixPartners Restructuring, Inc., in its capacity as the court-appointed receiver and manager of all the assets, undertakings and property of the Respondent

BY THE COURT

_____

REGISTRAR

SCHEDULE "A"

COUNSEL APPEARING

Name of Party	Counsel Name

No. S267204
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

BANK OF MONTREAL

PETITIONER

AND

1608083 B.C. LTD.

RESPONDENT

ORDER MADE AFTER APPLICATION
(DISTRIBUTION ORDER)

FASKEN MARTINEAU DuMOULIN LLP
Barristers and Solicitors
550 Burrard Street, Suite 2900
Vancouver, BC, V6C 0A3
+1 604 631 3131

Counsel: Kibben Jackson / Jessica Cameron
Matter No: 267908.00039