



**COURT FILE NUMBER** 

1901 - 18029

COURT

COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE

CALGARY

IN THE MATTER OF AN APPLICATION UNDER SECTION 47(1) OF THE BANKRUPTCY AND INSOLVENCY ACT, RSC 1985, c B-3 AND IN THE MATTER OF AN APPLICATION UNDER SECTION 13(2) OF THE JUDICATURE ACT, RSA 2000, c J-2

**APPLICANTS** 

SUN LIFE ASSURANCE COMPANY OF CANADA, AND THOSE OTHER APPLICANTS SET OUT IN SCHEDULE "A.1" OF THE INTERIM RECEIVERSHIP

ORDER DATED DECEMBER 20, 2019

**RESPONDENTS** 

SUNDANCE PLACE II LTD., SUNDANCE PLACE II 1000 LIMITED PARTNERSHIP by its general partner SUNDANCE PLACE II LTD., AND THOSE OTHER RESPONDENTS SET OUT IN SCHEDULE "A.2" OF THE INTERIM RECEIVERSHIP ORDER DATED

DECEMBER 20, 2019 I hereby certify this to be a true copy of

**DOCUMENT** 

SEALING ORDER

the original Order

Dated this 27 day of July, 2021

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY

FILING THIS DOCUMENT

Dentons Canada LLP

Bankers Court

15th Floor, 850 - 2nd Street S.W.

10/1-

for Clerk of the Court

Calgary, Alberta T2P 0R8

Attn: David Mann / Sam Gabor

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File No.: 529227-19

DATE ON WHICH ORDER WAS PRONOUNCED:

July 26, 2021

LOCATION WHERE ORDER WAS PRONOUNCED:

Calgary, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER:

The Honourable Justice Jones

**UPON THE APPLICATION** by Alvarez & Marsal Canada Inc., LIT, in its capacity as Court-appointed receiver and manager (the "Receiver") under the Interim Receivership Order dated December 20, 2019 (the "Interim Receivership Order) and the Amended and Restated Receivership Order (Expanded Powers) dated January 19, 2020 (the "Amended and Restated Receivership Order");

AND UPON reading the Confidential Thirteenth Report of the Receiver dated July 19, 2021 (the "Confidential Thirteenth Report"), the Order (Supplemental Claims Procedure) dated January 20, 2021

("Supplemental Claims Procedure Order"), and such additional pleadings and proceedings had and taken in this action and Receiver's reports filed herein;

AND UPON having read the Affidavit of Service of Kristi Kramer sworn July 21, 2021, filed;

**AND UPON** hearing the submissions of counsel to the Receiver and counsel or other persons who made submissions at the hearing of this application by telephone or videoconference;

## IT IS HEREBY ORDERED AND DECLARED THAT:

- 1. Service of notice of this application and supporting materials is hereby declared to be good and sufficient, no other person is required to have been served with notice of this application and time for service of this application is abridged to that actually given.
- 2. Division 4 of Part 6 of the Alberta Rules of Court does not apply to this application.
- 3. The Confidential Thirteenth Report shall be sealed and kept confidential until further Order of this Court, to be shown only to a Justice of the Court of Queen's Bench of Alberta, and accordingly, shall be filed with the Clerk of the Court who shall keep the Confidential Thirteenth Report in a sealed envelope, which shall be clearly marked "SEALED PURSUANT TO THE ORDER OF THE HONOURABLE JUSTICE JONES DATED JULY 26, 2021. TO REMAIN SEALED UNTIL FURTHER ORDER OF THE COURT."
- 4. Service of this Order shall be deemed good and sufficient by:
  - a. Serving the same on:
    - (i) the persons listed on the service list created in these proceedings;
    - (ii) any other person served with notice of the application for this Order;
    - (iii) any other parties attending or represented at the application for this Order;
  - Posting a copy of this Order on the Receiver's website at:
    www.alvarezandmarsal.com/strategicgroup

and service on any other person is hereby dispensed with.

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.

Justice of the Court of Queen's Bench of Alberta