

COURT FILE NO. 2301-07385  
COURT Court of King's Bench of Alberta  
JUDICIAL CENTRE Calgary

IN THE MATTER OF THE COMPANIES' CREDITORS  
ARRANGEMENT ACT, RSC 1985, c C-36, as amended

AND IN THE MATTER OF CYXTERA TECHNOLOGIES, INC., CYXTERA CANADA, LLC, CYXTERA COMMUNICATIONS CANADA, ULC and CYXTERA CANADA TRS, ULC

APPLICANTS CYXTERA TECHNOLOGIES, INC., CYXTERA CANADA, LLC, CYXTERA COMMUNICATIONS CANADA, ULC and CYXTERA CANADA TRS, ULC

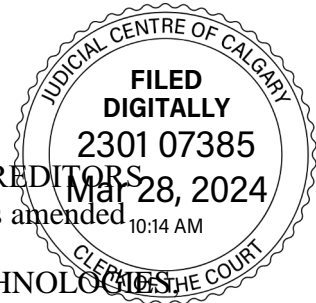
DOCUMENT **ORDER (CCAA TERMINATION)**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT  
Gowling WLG (Canada) LLP  
1600, 421 – 7<sup>th</sup> Avenue S.W.  
Calgary, AB T2P 4K9  
Telephone (403) 298-1946  
File No. A170537  
**Attention: Tom Cumming/Sam Gabor/Stephen Kroeger**

**DATE ON WHICH ORDER WAS PRONOUNCED:** March 26, 2024

**NAME OF JUSTICE WHO MADE THIS ORDER:** The Honourable Associate Chief Justice D. B. Nixon

**LOCATION AT WHICH ORDER WAS MADE:** Calgary, Alberta



**UPON THE APPLICATION** by CTI Liquidation Co., Inc. (“**CTI Liquidation**”), whose former corporate name was Cyxtera Technologies, Inc., in its capacity as foreign representative (in such capacity, the “**Foreign Representative**”) of Cyborg Oldco, LLC (“**Cyborg LLC**”), whose former corporate name was Cyxtera Canada, LLC, Cyxtera Communications Canada, ULC (“**Communications ULC**”) and Cyxtera Canada TRS, ULC (“**TRS ULC**”, together with Cyborg LLC and Communications ULC, the “**Canadian Debtors**”) in their cases under chapter 11 of title 11 of the United States *Bankruptcy Code* before the United States Bankruptcy Court for the District of New Jersey under Part 61498335\4

IV of the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the “**CCAA**”) (the “**Recognition Proceedings**”);

**AND UPON** reading the Application, the affidavit of Raymond Li, sworn March 21, 2024 (the “**Davis Affidavit**”), the seventh report of Alvarez and Marsal Canada Inc. (“**A&M**”) in its capacity as court-appointed information officer in these proceedings (the “**Information Officer**”) dated March 22, 2024 (the “**Seventh Report**”), the Affidavit of Service of Samah Zeineddine, sworn March 25, 2024, filed (the “**Affidavit of Service**”);

**AND UPON HEARING** the submissions of counsel for the Foreign Representative and the Canadian Debtors, counsel for the Information Officer, and counsel for other interested parties and no one else appearing for any other person on the service list, although properly served as appears from the Affidavit of Service, filed;

**IT IS HEREBY ORDERED AND DECLARED THAT:**

#### **SERVICE AND DEFINITIONS**

1. The time for service of the notice of this application and supporting materials is hereby abridged and declared good and sufficient and validated so that this application is properly returnable today and further service thereof is hereby dispensed with.
2. Capitalized terms used herein and not otherwise defined have the meaning given to them in the Davis Affidavit.

#### **TERMINATION OF THE RECOGNITION PROCEEDINGS**

3. The Recognition Proceedings are hereby terminated without any other act or formality, provided that, nothing herein impacts the validity of any Orders made in these Recognition Proceedings or any actions or steps taken by any person in connection therewith.
4. The Stay Period (as defined in paragraph 6 of the Supplemental Recognition Order dated June 7, 2023 granted by the Honourable ACJ D.B. Nixon in these Recognition Proceedings) is hereby terminated without any other act or formality.
5. A&M shall be and is hereby discharged as the Information Officer in these Recognition Proceedings; provided that the Information Officer shall continue to have the benefit of the provisions

of all Orders made in these Recognition Proceedings, including all approvals, protections and stays of proceedings in favour of the Information Officer.

6. On the evidence before the Court, the Information Officer has satisfied its obligations under and pursuant to the terms of the Orders granted in the within proceedings up to and including the date hereof, and the Information Officer shall not be liable for any act or omission on its part including, without limitation, any act or omission pertaining to the discharge of its duties in the within proceedings, save and except for any liability arising out of any in fraud, gross negligence or willful misconduct on the part of the Information Officer, or with leave of the Court.

7. No action or other proceedings shall be commenced against the Information Officer in any way arising from or related to its capacity or conduct as Information Officer, except with prior leave of this Court on notice to the Information Officer, and upon such terms as this Court may direct.

8. Upon the Canadian Debtors filing with the Clerk of the Court a certificate in the form attached as **Schedule “A”** to this Order confirming that the Canadian Debtors have changed their respective legal corporate names, the style of cause in these Recognition Proceedings shall be amended as follows:

IN THE MATTER OF THE COMPANIES’ CREDITORS ARRANGEMENT ACT, RSC 1985,  
c C-36, as amended

AND IN THE MATTER OF CTI LIQUIDATION CO., INC., CYXTERA CANADA, LLC,  
CYBORG COMMUNICATIONS CANADA (OLDCO), ULC and CYBORG CANADA TRS  
(OLDCO), ULC.

## **FEE APPROVAL**

9. The account of the Gowling WLG (Canada) LLP, for its professional fees, costs, and disbursements, as set out in the Davis Affidavit, and its future accounts following the granting of this Order are hereby approved without the necessity of a formal assessment of its accounts.

10. The account of the Information Officer, for its professional fees, costs, and disbursements, as set out in the Seventh Report, and its future accounts following the granting of this Order, are hereby approved without the necessity of a formal assessment of its accounts.

11. The account of McMillan LLP, for its professional fees, costs, and disbursements, as set out in the Seventh Report, and its future accounts following the granting of this Order, are hereby approved without the necessity of a formal assessment of its accounts.

## **GENERAL**

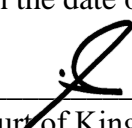
12. This Court requests the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or globally to give effect to this Order and to assist the Canadian Debtors, the Foreign Representative, the Information Officer and their respective agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Canadian Debtors, the Foreign Representative and the Information Officer, the latter as an officer of this Court, as may be necessary or desirable to give effect to this Order, or to assist the Canadian Debtors, the Foreign Representative and the Information Officer and their respective agents in carrying out the terms of this Order.

13. Each of the Canadian Debtors, the Foreign Representative and the Information Officer are at liberty and are hereby authorized and empowered to apply to any court, tribunal, regulatory or administrative body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order.

14. Service of this Order shall be deemed good and sufficient by serving the same on the persons listed on the service list created in these proceedings, any other person served with notice of the application for this Order, and any other parties attending or represented at the application for this Order by posting a copy of this Order on the Information Officer's website at <http://www.alvarezandmarsal.com/CyxteraCanada> and service on any other person is hereby dispensed with.

15. 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.

16. This Order shall be effective as of 12:01 A.M. MST on the date of this Order.

  
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A.C. Justice of the Court of King's Bench of Alberta

**Schedule “A”**

**Certificate**

COURT FILE NUMBER	2301-07385	Clerk's Stamp
COURT	COURT OF KING'S BENCH OF ALBERTA	
JUDICIAL CENTRE	Calgary	
	IN THE MATTER OF THE <i>COMPANIES' CREDITORS</i> <i>ARRANGEMENT ACT</i> , RSC 1985, c C-36, as amended  AND IN THE MATTER OF CYXTERA TECHNOLOGIES, INC., CYXTERA CANADA, LLC, CYXTERA COMMUNICATIONS CANADA, ULC and CYXTERA CANADA TRS, ULC	
APPLICANTS	CYXTERA TECHNOLOGIES, INC., CYXTERA CANADA, LLC, CYXTERA COMMUNICATIONS CANADA, ULC AND CYXTERA CANADA TRS, ULC	
DOCUMENT	<b>CERTIFICATE</b>	
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	Gowling WLG (Canada) LLP 1600, 421 – 7 <sup>th</sup> Avenue S.W. Calgary, AB T2P 4K9 Telephone (403) 298-1946 File No. A171290 Attention: Tom Cumming/Sam Gabor/Stephen Kroeger	

## RECITALS

1. CTI Liquidation Co., Inc. ("**CTI Liquidation**"), whose former corporate name was Cyxtera Technologies, Inc., in its capacity as foreign representative (in such capacity, the "**Foreign Representative**") of Cyborg Oldco, LLC ("**Cyborg LLC**"), whose former corporate name was Cyxtera Canada, LLC, Cyxtera Communications Canada, ULC ("**Communications ULC**") and Cyxtera Canada TRS, ULC ("**TRS ULC**", together with Cyborg LLC and Communications ULC, the "**Canadian Debtors**") commenced cases (the "**Chapter 11 Cases**") under chapter 11 of title 11 of the *United States Bankruptcy Code* (the "**US Bankruptcy Code**") before the United States Bankruptcy Court for the District of New Jersey (the "**US Bankruptcy Court**") on June 4, 2023.
2. On March 26, 2024, the Honourable Mr. Justice B. Nixon of the Court of King's Bench of Alberta, Judicial District of Calgary granted an Order causing the style of cause in these proceedings to be amended upon the filing of this certificate by the Canadian Debtors confirming that they have changed their legal names, with the style of cause becoming:

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, RSC  
1985, c C-36, as amended

AND IN THE MATTER OF CTI LIQUIDATION CO., INC., CYBORG OLDCO, LLC,  
CYBORG COMMUNICATIONS CANADA (OLDCO), ULC and CYBORG CANADA  
TRS (OLDCO), ULC

**CTI AND THE CANADIAN DEBTORS CERTIFY** the following:

1. The following changes to the corporate names of Communications ULC and TRS ULC have become effective:
  - a. Communications ULC has changed its legal corporate name from “Cyxtera Communications Canada, ULC” to “Cyborg Communications Canada (OldCo), ULC”; and
  - b. TRS ULC has changed its legal corporate name from “Cyxtera Canada TRS, ULC” to “Cyborg Canada TRS (OldCo), ULC”.

DATED this     day of     , 2024.

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Eugene Davis, in his capacity as Plan  
Administrator for the Canadian Debtors