

COURT FILE NUMBER	2101-02280
COURT	COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE	CALGARY
PLAINTIFF	ROYAL BANK OF CANADA
DEFENDANT	PEOPLE EXPRESS TRANSPORT LTD.
DOCUMENT	ORDER (Increase Receiver's Charge, Compelling Return of Property, and Approval of Receiver's Actions, Conduct and Fees)



ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	Torys LLP 4600 Eighth Avenue Place East 525 - Eighth Ave SW Calgary, AB T2P 1G1 Attention: Kyle Kashuba Telephone: +1 403.776.3744 Fax: +1 403.776.3800 Email: kkashuba@torys.com File No. 39108-2009
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DATE UPON WHICH ORDER WAS PRONOUNCED:	Tuesday, May 25, 2021
NAME OF JUSTICE WHO MADE THIS ORDER	Mr. Justice D.R. Mah
LOCATION OF HEARING:	Edmonton, Alberta

UPON THE APPLICATION by Alvarez & Marsal Canada Inc., in its capacity as Court-appointed receiver and manager (the “**Receiver**”) of the assets, undertakings and properties of People Express Transport Ltd. (“**People Express**”); **AND UPON HAVING READ** the Consent Receivership Order filed in this matter on April 22, 2021 (the “**Consent Receivership Order**”), the Application and the First Report of the Receiver (the “**First Report**”), both filed May 17, 2021, the First Confidential Supplemental Report of the Receiver dated May 17, 2021, the Affidavit of Fees of Orest Konowalchuk, sworn May 25, 2021, to be filed, the Affidavit of Service of Jamie Welsh, to be filed, and any other material and evidence filed to date in the within proceedings; **AND UPON HEARING** the submissions of counsel for the Receiver, and from any other interested parties who may be present, with no one appearing for any other person on the service list, although properly served as appears from the Affidavit of Service; **AND UPON IT APPEARING** that all interested and affected parties have been served with notice of this Application;

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 the time for service of this Application is abridged to that actually given.
2. Paragraph 17 of the Consent Receivership Order is amended to add the words, “in the Receiver’s possession or control at the time a claim is made”, at the conclusion of the first sentence thereof.
3. The security for the professional fees and disbursements of the Receiver, and counsel to the Receiver, as set forth in paragraph 18 of the Consent Receivership Order and defined therein as the “Receiver’s Charge”, shall be and is hereby increased from the aggregate amount of \$250,000 to \$500,000.
4. RPM Trailer Repair Service Ltd. shall return two trailers (Unit 1503 – VIN 1UYVS25368U545303 and Unit 1565 – VIN 1UYVS2532H2950019) which are currently in its possession, to the Receiver by May 31, 2021.
5. The previously undertaken and proposed go-forward actions, activities and conduct of the Receiver as described in the First Report are hereby approved.
6. The professional fees and disbursements of the Receiver and the Receiver’s legal counsel, Torys LLP, for the period of April 22, 2021 to May 7, 2021 and as summarized in the First Report, are fair and reasonable and are hereby approved and ratified.

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7. The Receiver shall be at liberty to reapply for further advice, assistance and direction from this Honourable Court as may be required to enforce or to carry out the terms of this Order.
8. This Order must be served only upon those interested parties attending or represented at the within Application and service may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following the transmission or delivery of such documents.
9. Service of this Order on any party not attending this Application is hereby dispensed with.



Justice of the Alberta Court of Queen’s Bench