



### IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*, R.S.C. 1985, c. C-36, AS AMENDED

AND

IN THE MATTER OF THE COOPERATIVE ASSOCIATION ACT, S.B.C. 1999, c. 28

**AND** 

IN THE MATTER OF BC TREE FRUITS COOPERATIVE, BC TREE FRUITS INDUSTRIES LIMITED and GROWERS SUPPLY COMPANY LIMITED

**PETITIONERS** 

# ORDER MADE AFTER APPLICATION (AGM Extension)

BEFORE THE HONOURABLE	)	
JUSTICE GROPPER	)	April 28, 2025

ON THE APPLICATION OF Alvarez & Marsal Canada Inc. in its capacity as monitor of the Petitioners (in such capacity, the "Monitor") coming on for hearing at Vancouver, British Columbia on this date; AND ON HEARING Kibben Jackson and Heidi Esslinger, counsel for the Monitor, and those counsel listed in Schedule "A" attached hereto; AND UPON READING the material filed, including the Eleventh Report of the Monitor dated April 23, 2025; AND PURSUANT TO the Companies' Creditors Arrangement Act, R.S.C. 1985, c. C-36, as amended (the "CCAA"), the British Columbia Supreme Court Civil Rules, and the inherent jurisdiction of this Court;

#### THIS COURT ORDERS AND DECLARES THAT:

1. The time for service of this notice of application and supporting materials is hereby abridged such that the notice of application is properly returnable today.

- 2. The time for BC Tree Fruits Cooperative to call an annual general meeting of its members as prescribed by the *Cooperative Association Act*, SBC 1999, c 28, is hereby extended until a date no later than November 28, 2025, unless further extend by further Order of this Court.
- 3. Endorsement of this order by counsel appearing on this application, other than counsel for the Monitor, 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 the Monitor, Alvarez & Marsal Canada Inc.

Heidi Esslinger

BY THE COURT

CHECKED

## SCHEDULE "A"

## **COUNSEL APPEARING**

Name of Party	Counsel Name	
Members Representative	Christian Garton + Many Buttery	
UFCW, LOCAL 847	Raashi Ahluwia	
The Petitioners	Howard Gorman & Scott Silver	
Margal Capital	Anneley Pang	
ministry of Attorney General (BC)	Aaron Welch	