



**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CV-24-00723586-00CL

DATE: February 19, 2025

NO. ON LIST: 6

TITLE OF PROCEEDING: THE BODY SHOP CANADA LIMITED

BEFORE: JUSTICE OSBORNE

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info
Natalie Levine	Counsel for Monitor, Alvarez & Marsal Canada Inc.	nlevine@cassels.com
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For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info
Linda Galessiere	Counsel for Landlords Morguard, Ivanhoe, Cushman, RioCan, Salthill and NADG	lgalessiere@clegal.ca
Walter Kravchuk	Counsel for Attorney General Canada	walter.kravchuk@justice.gc.ca
David Bish	Counsel for Landlord, Cadillac Fairview	dbish@torys.com
Abir Shamim	Counsel for Terminated Employees from the Body Shop	ashamim@kmlaw.ca

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info

ENDORSEMENT OF JUSTICE OSBORNE:

- [1] The Monitor seeks approval of the proposed Claims Procedure Order and an order extending the Stay of proceedings to and including December 31, 2025.

- [2] The Monitor relies upon the Third Report dated February 12, 2025.

- [3] The Service List has been served. The proposed relief is unopposed, and is supported (in the revised form of order) by the Attorney General of Canada, the Landlords and the Terminated Employees.

- [4] I am satisfied that the proposed relief should be approved.

- [5] The previously approved sale closed on December 16, 2024. That transaction will result in continued operations at 60 locations transferred to the Purchaser and the maintenance of approximately 400 jobs.

- [6] The proposed claims procedure is appropriate. It will identify, quantify and resolve or determine Claims against the Company and its directors and officers in order that there can be a distribution of remaining assets to creditors. The proposed claims procedure is fully set out in the Third Report and it is consistent with similar claims procedures approved by the Commercial List. I am satisfied that it is appropriate in the circumstances of this case.

- [7] The revised form of order reflects both the language proposed by the Attorney General, and the clarification that I required with respect to Excluded Claims.

- [8] The proposed stay of proceedings should be extended to December 31, 2025. It currently expires on March 31, 2025 and the extension will maintain the status quo and provide breathing room and stability to complete the proposed claims procedure, allow the Monitor to work with the Company's UK counsel to assert claims against the UK Parent, and to seek approval of distributions to creditors and otherwise administer the estate and wind down this proceeding.

- [9] Anticipated costs are expected to be modest and as confirmed by the Monitor, can be funded by funds currently on hand.

- [10] I am satisfied that the proposed claims procedure should be approved pursuant to sections 11 and 12 of the CCAA. It is fair, flexible and provide sufficient notice to Potential Claimants. The proposed bar date is appropriate.
- [11] I am further satisfied that the stay should be extended pursuant to section 11.02 of the CCAA. In that the order is appropriate for the above-noted reasons, and I am satisfied that the parties have acted and are acting in good faith and with due diligence.
- [12] Order to go in the form signed by me which is effective immediately and without the necessity of issuing and entering.

Oliver J.