



COURT FILE NUMBER 2401-02438

COURT COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

APPLICANT BANK OF MONTREAL

RESPONDENTS AMC&F PROPERTIES LTD. and LYNCORP MANUFACTURING LTD.

DOCUMENT **RECEIVERSHIP AMENDING ORDER and APPROVAL OF FEES AND ACTIVITIES**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT **OSLER, HOSKIN & HARCOURT LLP**
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File Number: 1253712

DATE ON WHICH ORDER WAS PRONOUNCED: May 28, 2024

NAME OF JUDGE WHO MADE THIS ORDER: The Honourable Justice R.A. Neufeld

LOCATION OF HEARING: Calgary, Alberta

UPON THE APPLICATION of Alvarez & Marsal Canada Inc. in its capacity as the Court-appointed receiver and manager (the “**Receiver**”) of the assets, properties and undertakings of AMC&F Properties Ltd. and Lyncorp Manufacturing Ltd. (collectively, the “**Debtors**”) for an order: (i) authorizing the Receiver, if the Receiver deems advisable, to assign the Debtor into bankruptcy pursuant to the provisions of section 49 of the under the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (the “**BIA**”) and amending the Receivership Order as may be necessary to provide the Receiver with such authority; (ii) providing that the Receiver shall not be disqualified from acting as Trustee in Bankruptcy by reason only of its role as Receiver; and

(iii) approving the actions, activities and conduct of the Receiver, up to the date of the First Report of the Receiver dated May 22, 2024 (the “**First Report**”), as well as the fees and disbursements of the Receiver and its counsel, Osler, Hoskin, & Harcourt LLP, up to and including April 30, 2024, as set out and described in the First Report; **AND UPON** reading the First Report, the confidential appendices to the First Report, and the Affidavit of Trevor Bauer affirmed February 15, 2024; **AND UPON** reviewing the Receivership Order of the Honourable Justice M.H. Hollins, granted February 26, 2024 (the “**Receivership Order**”); **AND UPON** hearing from counsel to the Receiver, counsel to Bank of Montreal, and from counsel to any other interested parties who may be present;

IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

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.

AMENDMENT TO THE RECEIVERSHIP ORDER

2. The Receiver is hereby authorized, but not obligated, and if the Receiver deems it advisable to do so, to assign the Debtors into bankruptcy pursuant to the provisions of section 49 of the BIA.
3. The Receivership Order is hereby amended as may be necessary to provide the Receiver with authority to assign the Debtors into bankruptcy pursuant to the provisions of section 49 of the BIA (the “**Bankruptcy**”).
4. The Receiver is authorized, but not obligated to, act as the Licensed Insolvency Trustee (“**LIT**”) with respect to the Bankruptcy of the Debtors. The Receiver shall not be disqualified from acting as the LIT, by reason only of its role as Receiver.

APPROVAL OF ACCOUNTS, ACTIVITIES AND RECEIPTS AND DISBURSEMENTS

5. The Receiver's accounts for fees and disbursements up to and including April 30, 2024, as set out in the First Report, are hereby approved without the necessity of a formal passing of its accounts.
6. The accounts of the Receiver's legal counsel, Osler, Hoskin, & Harcourt LLP, for its fees and disbursements up to and including April 30, 2024, as set out in the First Report, are hereby approved without the necessity of a formal assessment of its accounts.
7. The Receiver's actions, activities and conduct, up to and including May 22, 2024, as set out in the First Report and the schedule of receipts and disbursements attached thereto are hereby ratified and approved.



Justice of the Court of King's Bench of Alberta