



No. S-245481
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

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

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

BEFORE THE HONOURABLE)	
MADAM JUSTICE GROPPER)	23/08/2024
)	

THE APPLICATION of the Petitioners coming on for hearing by MS Teams videoconference on the 23rd day of August, 2024; AND ON HEARING Howard A. Gorman, K.C. and Candace Formosa, counsel for the Petitioners, Heidi Esslinger, counsel for the Monitor, Alvarez & Marsal Canada Inc. and Aaron Welch, counsel for the Province of British Columbia; AND UPON READING the material filed, including the First Affidavit of Douglas Pankiw made August 11, 2024, the First Report of Alvarez & Marsal Canada Inc. ("**A&M**") in its capacity as monitor of the Petitioners (in such capacity, the "**Monitor**"; 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 Honourable Court;

THIS COURT ORDERS AND DECLARES THAT:

1. The time for service of the Notice of Application dated August 22, 2024 (the "**Application**") be and is hereby abridged such that the Application is properly returnable today and service thereof on any interested party is hereby dispensed with.

2. All capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Order pronounced by the Honourable Madam Justice Gropper in the within proceedings on August 13, 2024 (the "**Initial Order**"), provided that in the event of any conflict between the terms of the Initial Order and this Order, the terms of this Order shall govern to the extent of such conflict.
3. The Stay Period provided for in the Initial Order is hereby extended from August 23, 2024 to August 26, 2024.
4. The remaining relief sought in respect of paragraph 1(b) of the Application and the relief sought at paragraphs 1(c) to (g) of the Application is adjourned to August 26, 2024.
5. The application of the Monitor filed August 22, 2024, is adjourned to August 26, 2024.
6. Endorsement of this Order by counsel appearing, other than counsel for the Petitioners, 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

☐ Party ☒ Lawyer for the Petitioners

Howard A. Gorman, K.C.


BY THE COURT



REGISTRAR

No. S245481
Vancouver Registry

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

NORTON ROSE FULBRIGHT CANADA LLP

Barristers & Solicitors

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Attention: Howard A. Gorman, K.C. & Candace Formosa

CLF/

Matter# 1001252553