

**COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
IN BANKRUPTCY AND INSOLVENCY**

JUDICIAL CENTRE SASKATOON

APPLICANT BANK OF MONTREAL

RESPONDENTS

MORRIS INDUSTRIES LTD.	) Court Number: _____
	) Estate Number: _____
MORRIS SALES & SERVICE LTD.	) Court Number: _____
	) Estate Number: _____
CONTOUR REALTY INC.	) Court Number: _____
	) Estate Number: _____
101098672 SASKATCHEWAN LTD.	) Court Number: _____
	) Estate Number: _____
MORRIS INDUSTRIES (USA) INC.	) Court Number: _____
	) Estate Number: _____

**IN THE MATTER OF THE BANKRUPTCY OF
MORRIS INDUSTRIES LTD., MORRIS SALES & SERVICE LTD., CONTOUR REALTY INC., 101098672
SASKATCHEWAN LTD. and MORRIS INDUSTRIES (USA) INC.**

Before the Honourable Mr. Justice R.S. Smith in the Court of Queen's Bench for Saskatchewan in Bankruptcy, in Chambers, at the Court House, 520 Spadina Crescent East, Saskatoon, Saskatchewan, on _____, 2021.

Upon the Application of Mike Russell, lawyer on behalf of Bank of Montreal ("**BMO**"), and upon hearing from Mike Russell on behalf of BMO, and counsel present on behalf of any other interested parties; and upon reading the petition of BMO, the Applicant Creditor, including the Affidavit of Sandy Hayer, filed; and it appearing to the Court that the following acts of bankruptcy have been committed by the Respondents, Morris Industries Ltd., Morris Sales & Service Ltd., 101098672 Saskatchewan Ltd. and Morris Industries (USA) Inc. (collectively, the "**Debtors**"), namely, each of the Debtors has, within the six months preceding the date of the filing of the Application for a Bankruptcy Order, committed the following acts of bankruptcy pursuant to subsections 42(1)(f) and 42(1)(j) of the *Bankruptcy and Insolvency Act*, RSC 1985, c B-3, respectively:

- (a) each of the Debtors has exhibited to its creditors that it is insolvent; and
- (b) each of the Debtors has ceased to meet its liabilities generally as they become due.

The Court orders:

1. Each of the Debtors shall be and is hereby adjudged bankrupt and a bankruptcy order is hereby made against each of the Debtors.
2. Alvarez & Marsal Canada Inc. shall be and is hereby appointed as Licensed Insolvency Trustee of the estate of each of the Debtors.
3. The costs of the Applicant Creditor shall be paid out of the estates of the bankrupt Debtors, subject to the right of taxation thereof.
4. Service of this Order upon each of the Debtors by delivery to Alvarez & Marsal Canada Inc., in its capacity as Monitor in the proceedings under the *Companies' Creditors Arrangement Act* in Q.B. 1884 of 2019, shall be good, valid and sufficient.

5. The Bankruptcy Application herein in regard to Contour Realty Inc. shall be and is hereby adjourned, *sine die*, to be brought back before The Honourable Mr. Justice R.S. Smith on seven days' notice.

ISSUED at the City of Saskatoon, in the Province of Saskatchewan, this ____ day of January, 2021.

(Deputy) Local Registrar

CONTACT INFORMATION AND ADDRESS FOR SERVICE

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Alberta

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Name of lawyer in charge of file:	David LeGeyt / Ryan Algar
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