

COURT FILE NUMBER 1901-05010
COURT COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY
PLAINTIFF 1056420 ALBERTA LTD.
DEFENDANT HEAVY NORTH CONSTRUCTION LTD.
DOCUMENT

Order

(Approve Receiver's Account and Activities, Assignment of Company into Bankruptcy)

ADDRESS FOR SERVICE AND
CONTACT INFORMATION OF
PARTY FILING THIS
DOCUMENT

OSLER, HOSKIN & HARCOURT LLP
2500, 450 – 1st Street SW
Calgary, AB T2P 5H1
Attn: Randal Van de Mosselaer
Telephone: 403-260-7060
Facsimile: 403-260-7024
E-mail: rvandemosselaer@osler.com

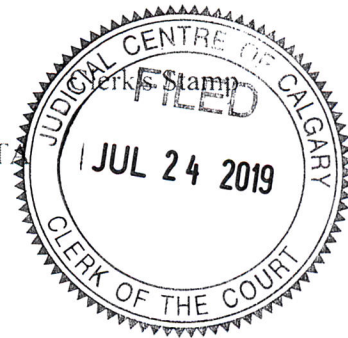
DATE ON WHICH ORDER WAS PRONOUNCED: July 24, 2019

LOCATION WHERE ORDER WAS PRONOUNCED: Calgary, Alberta

NAME OF JUSTICE WHO MADE THIS ORDER: Madam Justice G.A. Campbell

UPON THE APPLICATION of KPMG Inc. in its capacity as the Court-appointed receiver (the "**Receiver**") of the assets, properties and undertakings of Heavy North Construction Ltd. (the "**Debtor**") for an order, among other things, approving the accounts of the Receiver and its independent legal counsel (the "**Accounts**"), the Receiver's Interim Statement of Receipts and Disbursements (the "**Receipts and Disbursements**"), and the activities of the Receiver (the "**Activities**"), all as set out in the First Report to the Court, dated July 15, 2019 (the "**First Report**") and the First Supplemental Confidential Report of the Receiver to the Court, dated July 15, 2019 (the "**Confidential First Supplemental Report**"); AND UPON having read the First Report and the Confidential First Supplemental Report; AND UPON hearing from counsel for the Receiver and counsel for any other interested party appearing at the hearing of the application:

IT IS HEREBY ORDERED AND DECLARED THAT:



I hereby certify this to be a true copy of
the original Order
Dated this 24 day of July 2019
for Clerk of the Court

1. Service of notice of this Application and supporting materials is hereby declared to be good and sufficient, and 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.
2. The Accounts are hereby approved.
3. The Receipts and Disbursements are hereby approved.
4. The Activities are hereby approved.
5. The Receiver is hereby authorized, if the Receiver deems it advisable, to assign the Debtor into bankruptcy pursuant to the provisions of section 49 of the *Bankruptcy and Insolvency Act*, RSC 1985, c. B-3, as amended (the "BIA").
6. The Receiver shall not be disqualified from acting as Trustee in Bankruptcy by reason only of its role as Receiver
7. Service of this Order on any party not attending this Application is hereby dispensed with.


Justice of the Court of Queen's Bench of Alberta