

COURT FILE NUMBER 25-2731795  
25-2731797  
25-2731799

COURT COURT OF QUEEN'S BENCH OF ALBERTA, IN  
BANKRUPTCY

JUDICIAL CENTRE CALGARY

APPLICANT **IN THE MATTER OF THE BANKRUPTCY OF  
INTERNATIONAL FITNESS HOLDINGS INC.,  
INTERNATIONAL FITNESS HOLDINGS LP  
AND WORLD HEALTH NORTH LP**

DOCUMENT **ORDER  
(Approval of Accounts and Activities, Final  
Statement of Receipts and Disbursements, and  
Discharge of Trustee)**

ADDRESS FOR SERVICE **Osler, Hoskin & Harcourt LLP**  
AND CONTACT Barristers and Solicitors  
INFORMATION OF Suite 2700, Brookfield Place  
PARTY FILING THIS 225 – 6<sup>th</sup> Avenue S.W.  
DOCUMENT Calgary, AB T2P 1N2

Solicitors: Randal Van de Mosselaer  
Phone: 403.260.7060  
Fax: 403.260.7024  
Email: [RVandemosselaer@osler.com](mailto:RVandemosselaer@osler.com)  
Matter: 1220658

**DATE ON WHICH ORDER WAS PRONOUNCED:** May 4, 2023

**LOCATION WHERE ORDER WAS PRONOUNCED:** Calgary, Alberta

**NAME OF JUSTICE WHO MADE THIS ORDER:** The Honourable Madam Justice  
B.E.C. Romaine

**UPON THE APPLICATION** of KPMG Inc. (the “**Trustee**”), in its capacity as Trustee in Bankruptcy of International Fitness Holdings Inc., International Fitness Holdings LP, and World Health North LP (collectively the “**IFH Group**”); **AND UPON** reviewing the Fifth Report of the Trustee dated April 24, 2023 (the “**Fifth Report**”) and other Reports previously filed by the Trustee and the Proposal Trustee in this Action; **AND UPON** hearing from counsel for the Trustee



and counsel for any other interested party appearing at the hearing of the Application; **AND UPON** reviewing the Affidavit of Service of Elena Pratt, sworn April 25, 2023;

**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, 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.

**APPROVAL OF RECEIPTS, DISBURSEMENTS AND ACCOUNTS**

2. The Trustee's accounts for fees and disbursements, as set out in the Trustee's Fifth Report are hereby approved without the necessity of a formal passing of its accounts.
3. The accounts of the Trustee's legal counsel Osler, Hoskin & Harcourt LLP ("**Osler**"), for its fees and disbursements, as set out in the Trustee's Fifth Report are hereby approved without the necessity of a formal assessment of its accounts.
4. The Trustee's activities as set out in the Trustee's Fifth Report and in all of the other reports filed in the within Action by the Trustee and the Proposal Trustee are hereby approved.
5. The Final Statement of Receipts and Disbursements as set out in the Trustee's Fifth Report is hereby approved.

**DISCHARGE OF THE TRUSTEE**

6. Upon the filing of the certificate attached hereto at Schedule "A" (the "**Trustee's Certificate**"), the Trustee shall be discharged and released from any and all further obligations as Trustee, except as provided in the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c.B-3 ("**BIA**").
7. The Trustee is hereby directed to file the Trustee's Certificate with this Court as soon as practicable once the IFH Group estates have been fully administered in accordance with the BIA and the Trustee has completed its final administrative tasks under the BIA.

**MISCELLANEOUS**

8. The Trustee has leave to reapply to this Honourable Court for such further advice and directions as may be necessary.
9. This Order must be served only upon those interested parties attending or represented at the within application and service may be effected by Facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following the transmission or delivery of such documents.
10. Service of this Order on any party not attending this application is hereby dispensed with.



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J.C.Q.B.A.

**Schedule "A"**

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JUDICIAL CENTRE        CALGARY

APPLICANT                **IN THE MATTER OF THE BANKRUPTCY OF  
INTERNATIONAL FITNESS HOLDINGS INC.,  
INTERNATIONAL FITNESS HOLDINGS LP  
AND WORLD HEALTH NORTH LP**

Clerk's Stamp

DOCUMENT                **TRUSTEE'S CERTIFICATE**

ADDRESS FOR SERVICE   **Osler, Hoskin & Harcourt LLP**  
AND CONTACT              Barristers and Solicitors  
INFORMATION OF         Suite 2700, Brookfield Place  
PARTY FILING THIS       225 – 6<sup>th</sup> Avenue S.W.  
DOCUMENT                 Calgary, AB T2P 1N2

Solicitors:      Randal Van de Mosselaer  
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This Trustee's Certificate is the certificate referred to in paragraph 6 of the Order (Approval of Accounts and Activities, Final Statement of Receipts and Disbursements, and Discharge of Trustee) of the Honourable Madam Justice Romaine, granted May 4, 2023 (the "**Order**").

Capitalized terms not otherwise defined herein shall have the meanings given to those terms in the Order.

KPMG Inc., in its capacity as Trustee in Bankruptcy of International Fitness Holdings Inc., International Fitness Holdings LP, and World Health North LP (collectively, the "**IFH Group**") and not in its personal or corporate capacity, hereby certifies that:

1. The IFH Group estates have been fully administered in accordance with the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c.B-3, and

2. The Trustee has completed all of its final administrative tasks under the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c.B-3

Dated this \_\_\_ day of \_\_\_\_\_, 2023.

**KPMG Inc. In its capacity as Bankruptcy  
Trustee of International Fitness Holdings  
Inc., International Fitness Holdings LP  
and World Health North LP and not in  
its personal or corporate capacity**

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**NAME:**

**TITLE:**