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COURT / ESTATE FILE NUMBERS 24-2946872
24-2946871

COURT COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

IN THE MATTER OF THE *BANKRUPTCY AND INSOLVENCY ACT*,
RSC 1985, c B-3, AS AMENDED

AND IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A
PROPOSAL OF DYNALEO INC.

AND IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A
PROPOSAL OF DYNALEO GROUP SERVICES INC.

DOCUMENT **APPLICATION**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
MILLER THOMSON LLP
3000, 700-9th Avenue S.W.
Calgary, AB, Canada T2P 3V4
Attention: James W. Reid

Telephone: 403.298.2418
Fax: 403.262.0007
E-mail: jwreid@millerthomson.com
File No.: 0277934.0001

NOTICE TO RESPONDENT(S):

This application is made against you. You are a respondent.

You have the right to state your side of this matter before the application judge / judge.

To do so, you must be in Court when the application is heard as shown below:

Date	<u>May 30, 2023</u>
Time	<u>2:00 p.m.</u>
Where	<u>Calgary Law Courts</u>
Before Whom	<u>The Honourable Justice D.B. Nixon</u>

Go to the end of this document to see what else you can do and when you must do it.

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Remedy claimed or sought:

1. The Applicants, Dynaleo Inc. ("**Dynaleo**") and Dynaleo Group Services Inc. ("**Dynaleo Services**") and collectively, the "**Companies**") seek an order substantially in the form attached as Schedule "A", among other things:
 - (a) abridging the time for service of this Application and the supporting materials, as necessary, and deeming service thereof to be good and sufficient;
 - (b) consolidating, for procedural purposes only, the Alberta Court of King's Bench Bankruptcy and Insolvency Estate Nos. 24-2946871 and 24-2946872 into Estate No. 24-2946872;
 - (c) pursuant to the *Bankruptcy and Insolvency Act*, RSC 1985, c B-3 (the "**BIA**"), extending the time by which the Companies may file a proposal to their creditors for a 45-day period from the date following the current deadline to do so such that the Companies may file a proposal up to and including 11:59 p.m. (local Calgary time) on August 5, 2023 or such other date as this Honourable Court may order;
 - (d) granting an Administration Charge (as defined below) over the assets and property of Dynaleo only, in the amount of \$200,000, as security for the payment of professional fees and disbursements incurred and to be incurred by counsel for the Companies, Harris & Partners Inc. (the "**Proposal Trustee**"), and the Proposal Trustee's counsel;
 - (e) authorizing the Companies to borrow under a credit facility from Travelers Capital Corp. (the "**Interim Lender**") on the terms and subject to the conditions set forth in the interim financing term sheet between the Companies and the Interim Lender dated as of May 23, 2023 (the "**Interim Loan Agreement**");
 - (f) granting an Interim Lender's Charge (as defined below) over the assets and property of Dynaleo only, in the amount of \$200,000, in favour of the Interim Lender as security for the amounts advanced pursuant to the Interim Loan Agreement;
 - (g) granting a Directors' and Officers' Charge (as defined below) over the assets and property of Dynaleo only, to a maximum amount of \$75,000, in favour of the directors and officers of the Companies, as security for the Companies'

obligations to indemnify such directors and officers for obligations and liabilities which they may incur in such capacities after the commencement of these proceedings, except to the extent that such obligation or liability was incurred as a result of the director's or officer's gross negligence or wilful misconduct;

- (h) approving the proposed sale and investment solicitation process (the "**SISP**") and authorizing and directing the Companies to implement and carryout the SISP; and
 - (i) granting such further and other relief as counsel may request and this Honourable Court may deem appropriate.
2. Capitalized terms used and not otherwise defined herein have the same meanings ascribed to them in the Affidavit of Michael Krestell, sworn May 24, 2023 (the "**First Krestell Affidavit**").

Grounds for making this Application:

General

- 3. The Companies are private companies in the business of producing and distributing cannabis infused gummies.
- 4. Dynaleo is incorporated pursuant to the *Business Corporations Act*, RSA 2000, c B-9. Its registered office is located at 2500-10175 101 Street NW, Edmonton, Alberta.
- 5. Dynaleo Services' is incorporated pursuant to the *Canada Business Corporations Act*, RSC 1985, c C-44. Its registered office is located at 3365 11th Street #2, Nisku, Alberta.
- 6. The Companies are in the business of producing and distributing the highest quality cannabis-infused edible gummies.
- 7. The Companies are insolvent and filed a Notice of Intention to Make a Proposal with the Official Receiver on May 23, 2023. They seek to restructure their affairs for the benefit of their stakeholders.

Background to the Companies Insolvency

- 8. The Companies were founded in 2018.

9. Following the construction of their facility in Nisku, Alberta, and the subsequent launch of three popular, nationally distributed house-brands, the Companies grew their business and number of products in the market.
10. Despite the success of its house-brand products, for the Companies to achieve positive cash-flow and profitability, the Companies entered into discussions with a large brand leader cannabis-infused edible gummies business (the “**Customer**”).
11. The Customer sought out Dynaleo because of its high quality products and significant output at a low unit cost profile.
12. Dynaleo and the Customer entered into an agreement for Dynaleo to produce products for the Customer.
13. As part of the contract, Dynaleo needed make significant capital expenditures to acquire specialized machinery. In addition, Dynaleo committed to months of product development work to properly formulate and manufacture the Customer’s product as per the Customer’s requirements.
14. The agreement required Dynaleo to raise additional funds to pay for the equipment, raw materials, packaging, and increased labour needs to meet the anticipated supply demand of the Customer.
15. After several months of ramping up its operations in order to supply the Customer under the agreement, Dynaleo was advised by the Customer that, due to unforeseen changes to its strategic priorities, was unable to purchase the anticipated product volumes.
16. Without the revenue generation expected from the Customer, the Companies are no longer able to meet their short-term obligations as they become due, including meeting payroll, paying source deductions, and making payments on its secured and unsecured debt obligations.
17. The Proposal Trustee supports the relief being sought by the Companies in this Application set out below.

Administration Charge

18. The Companies request an Order approving a Court-ordered charge over the assets and property of Dynaleo in favour of the Proposal Trustee, counsel to the Proposal Trustee,

and counsel to the Companies, to secure payment of their respective fees and disbursements incurred in connection with services rendered in respect of the Companies up to a maximum amount of \$200,000 (the "**Administration Charge**").

19. The Administration Charge is proposed to rank ahead of and have priority over all of the other security interests and Court-ordered charges against Dynaleo.
20. The Companies require the expertise, knowledge, and continued participation of the proposed beneficiaries of the Administration Charge during these proceedings.
21. The Proposal Trustee is of the view that the Administration Charge is fair and reasonable in the circumstances and the Proposal Trustee supports the Administration Charge.

Interim Loan Facility and Interim Lender's Charge

22. The Interim Loan Agreement to be entered into by Dynaleo and the Interim Lender provides for a non-revolving loans up to an aggregate principal amount of \$150,000 (the "**Interim Loan Facility**").
23. The amounts drawn and outstanding under the Interim Loan Facility will bear interest at a rate per annum equal to 12.25% and will be used during these proceedings to fund the Companies' working capital needs and restructuring costs.
24. The Companies' cash flow forecasts indicate that the Companies urgently require the Interim Loan Facility to ensure that they have the liquidity required to meet their obligations and conduct the SISP during these proceedings.
25. The Interim Loan Agreement provides, among other things, that the Interim Loan Facility is contingent upon the granting of a priority charge over the property and assets of Dynaleo in favour of the Interim Lender, to secure the amounts borrowed under the Interim Loan (the "**Interim Lender's Charge**").
26. The proposed Interim Lender's Charge will secure all of the credit advanced under the Interim Loan Facility and will not secure obligations incurred prior to issuance of the Order.

27. The Interim Lender's Charge is proposed to rank ahead of and have priority over all of the other security interests and Court-ordered charges against Dynaleo, with the exception of the Administration Charge.

D&O Charge

28. The Companies are seeking a directors and officers charge over all the property and assets of Dynaleo in an amount not to exceed \$75,000 (the "**D&O Charge**").
29. The D&O Charge is required to ensure that the directors and officers of the Companies will continue to serve in such capacity and have assurance that they will have indemnification for liabilities, which they may incur in the fulfillment of their duties in these proceedings.
30. The D&O Charge would only be in respect of amounts not covered by the Companies' directors' and officers' insurance policy.
31. The Companies, with the support of the Proposal Trustee, are of the view that the quantum of the D&O Charge is appropriate.

Charge Priorities

32. The Companies are of the view, with the support of the Proposal Trustee, that the quantum of the Administration Charge, the Interim Lender's Charge, and the D&O Charge (collectively, the "**BIA Charges**") are appropriate given the anticipated complexity of these proceedings and the potential personality liabilities that may be incurred by the directors.
33. The priorities of the BIA Charges as among them, are proposed by the Companies with the support of the Proposal Trustee to be as follows:
 - (a) First – the Administration Charge;
 - (b) Second – the Interim Lender's Charge; and
 - (c) Third – the D&O Charge.
34. Notably, the BIA Charges are not intended to provide priority security over the assets of Dynaleo Services, which owes amounts to the Canada Revenue Agency for unpaid source deductions.

35. Since the BIA Charges only provide security over the assets of Dynaleo, who does not owe any source deduction liabilities to the Canada Revenue Agency, the Companies are not seeking to prime any deemed trust liabilities owing by Dynaleo Services to the Canada Revenue Agency.

The SISP and the Companies' Restructuring Efforts

36. The Companies seek approval of the SISP, pursuant to which the property and assets of the Companies will be marketed for sale, or the Companies will be seeking a debt or equity investment in the Companies.
37. Due to the nature of the Companies' business, the pool of potential purchasers is very limited, which justifies a truncated process.
38. The Companies, with the assistance of the Proposal Trustee, seek to implement the SISP in these proceedings, and to later return to this Court for approval of a transaction or transactions pursuant to the SISP.
39. The Proposal Trustee supports the proposed form of SISP in these proceedings.

Extension of Time to File Proposal

40. The Companies are acting in good faith and with due diligence in pursuing the SISP for the general benefit of their creditors and other stakeholders.
41. Unless the Companies receive an extension of time for filing a proposal, the deadline for the Companies to file a proposal with the official receiver expires on June 21, 2023.
42. The proposed extension of time to file a proposal will give the Companies time to complete the SISP and bring an application before this Court for approval of a transaction or transactions derived from the SISP.
43. No creditors will be materially prejudiced by the requested extension.

Procedural Consolidation

44. The Companies request that their respective proceedings be procedurally consolidated to streamline the administration of their estates and filing of future Court materials.

Material or evidence to be relied on:

45. Affidavit of Michael Krestell sworn May 24, 2023, to be filed.

46. The First Report of the Proposal Trustee, to be filed.
47. Such further and other materials as counsel may advise and this Honourable court may permit.

Applicable rules

48. Rules 1.2, 1.3, 3.2(d), 6.10, 11.27, 13.5 of the *Alberta Rules of Court*, Alta Reg 124-2010.
49. Such other Rules as counsel may refer to or that this Honourable Court may permit.

Applicable Acts and regulations:

50. *Bankruptcy and Insolvency Act*, RSC 1985, c B-3, as amended, including Division I of Part III, and without limitation, and in particular, sections 50.4, 50.6, 64.1, and 64.2.
51. The Bankruptcy and Insolvency General Rules, CRC, c. 368.
52. Such further and other Acts and Regulations as counsel may advise and this Honourable Court may permit.

Any irregularity complained of or objection relied on:

53. None.

How the application is proposed to be heard or considered:

54. On the Commercial List, via Webex before the Honourable Justice D.B. Nixon.

WARNING

You are named as a respondent because you have made or are expected to make an adverse claim in respect of this originating application. If you do not come to Court either in person or by your lawyer, the Court may make an order declaring you and all persons claiming under you to be barred from taking any further proceedings against the applicant(s) and against all persons claiming under the applicant(s). You will be bound by any order the Court makes, or another order might be given or other proceedings taken which the applicant(s) is/are entitled to make without any further notice to you. If you want to take part in the application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of this form. If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered.

SCHEDULE "A"

Proposed form of Order

Clerk's Stamp

COURT / ESTATE FILE NUMBERS 24-2946872
24-2946871

COURT COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY

IN THE MATTER OF THE BANKRUPTCY
AND INSOLVENCY ACT, RSC 1985, c B-3,
AS AMENDED

AND IN THE MATTER OF THE NOTICE OF
INTENTION TO MAKE A PROPOSAL OF
DYNALEO INC.

AND IN THE MATTER OF THE NOTICE OF
INTENTION TO MAKE A PROPOSAL OF
DYNALEO GROUP SERVICES INC.

APPLICANTS: DYNALEO INC. and DYNALEO GROUP
SERVICES INC.

DOCUMENT **ORDER**

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E-mail: jwreid@millerthomson.com
File No.: 0277934.0001

DATE ON WHICH ORDER WAS PRONOUNCED: May 30, 2023

LOCATION WHERE ORDER WAS PRONOUNCED: Calgary Courts Centre

NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Justice D.B. Nixon

UPON THE APPLICATION by ("**Dynaleo**") and Dynaleo Group Services Inc. ("**Dynaleo Services**") and collectively, the "**Companies**"), for an order, among other things: (a) extending the time for the Companies to file a proposal pursuant to the *Bankruptcy and Insolvency Act*, RSC 1985 c B-3 (the "**BIA**"); (b) consolidating the Companies' respective proposal proceedings; (c) approving the Administration Charge (defined below); (d) approving the Interim Lender's Charge (defined below); (e) approving the Directors & Officers Charge (defined below), and (f) approving the SISP (defined below);

AND UPON HAVING READ the Application, the Affidavit of Michael Krestell sworn May 24, 2023 (the "**First Krestell Affidavit**"), the First Report of Harris & Partners Inc., in its capacity as proposal trustee of the Companies (in such capacity, the "**Proposal Trustee**") dated May 23, 2023 (the "**First Report**"), and the Affidavit of Service of ● sworn May ●, 2023;

AND UPON HEARING the submissions of counsel for the Companies, counsel for the Proposal Trustee, and such other counsel in attendance;

IT IS HEREBY ORDERED AND DECLARED THAT:

SERVICE

1. Service of notice of the Application and supporting materials is hereby declared to be good and sufficient, no other person is required to have been served with notice of the Application, and time for service of the Application is abridged to that actually given.

EXTENSION OF TIME TO FILE A PROPOSAL

2. Pursuant to Section 50.4(9) of the BIA, the time for the Companies to file a proposal is hereby extended to August 5, 2023 (as that date may be extended by further order of the Court, the "**Proposal Extension Date**").

PROCEDURAL CONSOLIDATION

3. The notice of intention to make a proposal proceeding of Dynaleo (Estate No. 24-2946872) and Dynaleo Services (Estate No. 24-2946871, and collectively the "**NOI Proceedings**") shall, subject to further order of the Court, be procedurally consolidated and shall continue under Estate No. 24-2946872 (the "**Consolidated Proceeding**").
4. The style of cause for the Consolidated Proceeding shall be as follows:

IN THE MATTER OF THE *BANKRUPTCY AND INSOLVENCY ACT*, R.S.C. 1985,
c. B-3, AS AMENDED

AND IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF
DYNALEO INC. AND DYNALEO GROUP SERVICES INC.

5. Without limiting the generality of the foregoing, the Proposal Trustee is hereby authorized and directed to administer the NOI Proceedings on a consolidated basis for all purposes in carrying out its administrative duties and other responsibilities as proposal trustee under the BIA as if the Consolidated Proceeding were a single proceeding under the BIA, including without limitation:
 - (a) the meeting of creditors of the Companies may be convened and conducted jointly;
 - (b) the Proposal Trustee is authorized to issue consolidated reports in respect of the Companies; and
 - (c) the Proposal Trustee is authorized to deal with all filings and notices relating to the NOI Proceedings, each as required under the BIA on a consolidated basis.
6. Any pleadings or other document served or filed in the Consolidated Proceeding by any party shall be deemed to have been served or filed in each of the proceedings comprising the Consolidated Proceeding.
7. A copy of this Order shall be filed by the Companies in the court file for each of the NOI Proceedings, but any subsequent document required to be filed will be hereafter only be required to be filed in the Consolidated Proceeding in Estate No.
8. The procedural consolidation of the NOI Proceedings pursuant to this Order shall not:
 - (a) affect the legal status or corporate structure of the Companies; or
 - (b) cause either Company to be liable for any claim for which they are otherwise not liable, or cause either Company to have an interest in an asset to which it otherwise would not have.
9. The NOI Proceedings are not substantially consolidated, and nothing in this Order shall be construed to that effect.

ADMINISTRATION CHARGE

10. The Proposal Trustee, counsel to the Proposal Trustee, and counsel to the Companies shall be entitled to the benefit of and are hereby granted a charge (the "**Administration Charge**") on all of the present and future assets, undertakings and property of every nature and kind whatsoever and wherever situate of Dynaleo, including all proceeds thereof (collectively, the "**Dynaleo Property**"), which charge shall not exceed an aggregate amount of \$200,000 (before GST), as security for payment of their respective professional fees and disbursements incurred at their normal rates and charges, both before and after the making of this Order, in respect of these NOI Proceedings.
11. The Administration Charge shall have the priority set out in paragraphs 22 and 24 hereof.

INTERIM LENDER'S CHARGE

12. The Companies are hereby authorized and empowered to obtain and borrow under a credit facility from Travelers Capital Corp. (the "**Interim Lender**") in order to finance the Companies' working capital requirements and restructuring costs, provided that borrowings under such credit facility shall not exceed \$150,000, plus fees and interest, unless permitted by further Order of this Court.
13. Such credit facility shall be on the terms and subject to the conditions set forth in the interim financing term sheet between Dynaleo and the Interim Lender dated as of May 23, 2023 (the "**Interim Loan Agreement**").
14. The Companies are hereby authorized and empowered to execute and deliver such credit agreements, mortgages, charges, hypothecs and security documents, guarantees and other definitive documents (collectively, the "**Definitive Documents**"), as are contemplated by the Interim Loan Agreement or as may be reasonably required by the Interim Lender pursuant to the terms thereof, and the Companies are hereby authorized and directed to pay and perform all of their indebtedness, interest, fees, liabilities and obligations to the Interim Lender under and pursuant to the Interim Loan Agreement as and when the same become due and are to be performed, notwithstanding any other provision of this Order.
15. Pursuant to Section 50.6 of the BIA, the Interim Lender shall be entitled to the benefit of and is hereby granted a charge (the "**Interim Lender's Charge**") on the Dynaleo Property, which Interim Lender's Charge shall not secure an obligation that exists before this Order

is made. The Interim Lender's Charge shall have the priority set out in paragraphs 22 and 24 hereof.

16. Notwithstanding any other provision of this Order, or Section 69 of the BIA:
- (a) the Interim Lender may take such steps from time to time as it may deem necessary or appropriate to file, register, record or perfect the Interim Lender's Charge;
 - (b) upon the occurrence of an event of default under the Interim Loan Agreement, the Interim Lender may exercise any and all of its rights and remedies against the Companies or the Dynaleo Property under or pursuant to the Interim Loan Agreement and the Interim Lender's Charge, including without limitation, to cease making advances to the Companies and set off and/or consolidate any amounts owing by the Interim Lender to the Companies against the obligations of the Companies to the Interim Lender under the Interim Loan Agreement or the Interim Lender's Charge, to make demand, accelerate payment and give other notices, or to apply to this Court for the appointment of a receiver, receiver and manager or interim receiver, or for a bankruptcy order against the Companies and for the appointment of a trustee in bankruptcy of the Companies; and
 - (c) the foregoing rights and remedies of the Interim Lender shall be enforceable against any trustee in bankruptcy, interim receiver, receiver or receiver and manager of the Companies or the Dynaleo Property.
17. The Interim Lender shall be treated as unaffected in any proposal filed by the Companies under the BIA with respect to any advances made under the Interim Loan Agreement.

D&O CHARGE

18. The Companies shall indemnify the directors and officers against obligations and liabilities that they may incur in their role as directors and officers after the filing of the notice of intention to make a proposal, except to the extent that, with respect to any officer or director, the obligation or liability was incurred as a result of the director's and officer's gross negligence or wilful misconduct.
19. Each of the directors and officers of the Companies shall be entitled to the benefit of and are hereby granted a charge (the "**D&O Charge**") on all of the Dynaleo Property, which

charge shall not exceed an aggregate amount of \$75,000, as security for the indemnity provided in this Order.

20. The D&O Charge shall have the priority set out in paragraphs 22 and 24 hereof.
21. Notwithstanding any language in any applicable insurance policy to the contrary:
 - (a) no insurer shall be entitled to be subrogated to or claim the benefit of the D&O Charge; and
 - (b) the Companies' directors and officers shall only be entitled to the benefit of the D&O Charge to the extent that they do not have coverage under any directors' and officers' insurance policy.

PRIORITY OF CHARGES

22. The priorities of the Administration Charge, Interim Lender's Charge, and the D&O Charge as between them, shall be as follows:
 - (a) First – Administration Charge;
 - (b) Second – Interim Lender's Charge; and
 - (c) Third – D&O Charge.(collectively, the "**Charges**").
23. The filing, registration or perfection of the Charges shall not be required, and the Charges shall be valid and enforceable for all purposes, including as against any right, title or interest filed, registered, recorded or perfected subsequent to the Charges coming into existence, notwithstanding any such failure to file, register, record or perfect.
24. The Charges shall constitute a charge on the Dynaleo Property only, and such Charges shall rank in priority to all other security interests, trusts, deemed trusts, liens, charges and encumbrances, statutory or otherwise (collectively, "**Encumbrances**") in favour of any Person as against the Dynaleo Property.
25. Except as otherwise expressly provided for herein, or as may be approved by this Court, the Companies shall not grant any Encumbrances over any Dynaleo Property that rank in priority to, or *pari passu* with the Charges, unless the Companies also obtain the prior

written consent of the Proposal Trustee and the other beneficiaries of the Charges affected thereby, or further order of this Court.

SALE AND INVESTMENT SOLICITATION PROCESS

26. The sale and investment solicitation process (the “SISP”) substantially in the form attached to the First Krestell Affidavit as Exhibit F is commercially reasonable and is hereby ratified and approved.
27. The Companies and the Proposal Trustee are hereby authorized and directed to do all things reasonably necessary to implement, conduct and give full effect to the SISP and carry out the obligations thereunder, including taking any additional steps or executing additional documents as may be necessary or desirable in order to carry out and complete the SISP and a transaction or transactions thereunder.
28. The Companies are authorized to apply to this Honourable Court for advice and directions in connection with the SISP.

MISCELLANEOUS MATTERS

29. Notwithstanding Rule 6.11 of the *Alberta Rules of Court*, unless otherwise ordered by this Court, the Proposal Trustee will report to the Court from time to time, which reporting is not required to be in affidavit form and shall be considered by this Court as evidence. The Proposal Trustee’s reports shall be filed by the Clerk of the Court notwithstanding that they do not include an original signature.
30. This Court hereby requests the aid and recognition of any court, tribunal, regulatory, or administrative body having jurisdiction in Canada or in any of its provinces or territories or in any foreign jurisdiction, to act in aid of and to be complimentary to this Court in carrying out the terms of this Order, to give effect to this Order, and to assist the Proposal Trustee and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such order and to provide such assistance to the Proposal Trustee, as an officer of the Court, as may be necessary or desirable to give effect to this Order or to assist the Proposal Trustee and its agents in carrying out the terms of this Order.
31. Each of the Companies or the Proposal Trustee shall be at liberty and are hereby authorized and empowered to apply to any court, tribunal, regulatory or administrative

body, wherever located, for the recognition of this Order and for assistance in carrying out the terms of this Order.

32. Any interested party (including the Proposal Trustee) may apply to this Court to vary or amend this Order on not less than seven (7) days' notice to any other party or parties likely to be affected by the order sought or upon such other notice, if any, as this Court may order.

SERVICE OF ORDER

33. Service of this Order shall be deemed good and sufficient:
- (a) by serving same on the persons who were served with notice of this Application and any other parties attending or represented at the hearing of the Application; and
 - (b) by posting a copy of this Order on the Proposal Trustee's website at: hpiadvisory.ca/dynaleo.
34. Service of this Order on any other person is hereby dispensed with.
35. Service of this Order may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.

Justice of the Court of King's Bench of Alberta