



Court File No. CV-23-00083544-0000

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE
JUSTICE GOODMAN

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TUESDAY, THE 11TH
DAY OF JUNE, 2024

B E T W E E N:

FARM CREDIT CANADA

Applicant

and

12175622 CANADA LTD. and GPM FOOD INC.

Respondents

APPLICATION UNDER SECTION 243(1) OF THE BANKRUPTCY AND INSOLVENCY ACT, R.S.C. 1985, C. B-3, AS AMENDED; AND SECTION 101 OF THE COURTS OF JUSTICE ACT, R.S.O 1990, C. C.43, AS AMENDED

ORDER

THIS MOTION, made by MNP Ltd. ("**MNP**") in its capacity as the Court-appointed receiver and manager (the "**Receiver**"), without security, of all of the assets, undertakings and property of 12175622 Canada Ltd. and GPM Food Inc. (collectively, "**GPM**" or the "**Debtors**") was heard this day at 45 Main Street East, Hamilton, Ontario.

ON READING the Motion Record, including the First Report of the Receiver dated April 25, 2024 (the "**First Report**"), the Supplemental Report of the Receiver dated June 3, 2024 (the "**Supplemental Report**"), the Motion Record of the Respondents, and on hearing the submissions of counsel for the Receiver and those other parties listed on the counsel slip, no one appearing for any other person on the service list, although properly served as appears

from the affidavit of service of Heather Fisher, sworn April 26, 2024 and the affidavit of service of Fara Guerrieri, sworn June 3, 2024, filed:

DEFINED TERMS

1. **THIS COURT ORDERS** that capitalized terms used in the Order and not otherwise defined herein shall have the meaning ascribed to them in the First Report and the Supplemental Report.

DISPOSITION OF INVENTORY

2. **THIS COURT ORDERS** that the Receiver is hereby empowered and authorized, but not obligated to sell the Inventory, including the raw material wheat, in the flour mill located at 155 Adams Boulevard (the “**Flour Mill**”) on such terms as the Receiver shall determine.

APPROVAL OF RECEIVER’S REPORT AND ACTIVITIES

3. **THIS COURT ORDERS** that the First Report and the Supplemental Report, and the activities of the Receiver described therein are hereby approved, excluding paragraphs 2.4.4 and 3.1.7 of the First Report; provided that only the Receiver, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

GENERAL

4. **THIS COURT ORDERS** that this Order is effective from the date that it is made and is enforceable without any need for entry and filing.



Justice A.J. Goodman

Issued and entered electronically by

Local Registrar
45 Main St East
Hamilton, ON
L8N 2B7

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PROCEEDING COMMENCED AT
HAMILTON

ORDER

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File Number: T1033017