03935

COURT FILE NUMBER 2001-03925

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

APPLICANT

VANCITY COMMUNITY INVESTMENT BANK

CONNECT FIRST CREDIT UNION LTD. and

TREZ CAPITAL LIMITED PARTNERSHIP by its

General Partner TREZ CAPITAL (2011)

CORPORATION

RESPONDENTS FIRST STREET PLAZA (2006) LIMITED

PARTNERSHIP by its general partner FIRST STREET PLAZA GP LTD.; LOUISE BLOCK LIMITED PARTNERSHIP by its general partner LOUISE BLOCK CAPITAL CORP.; MACLEOD PLACE LIMITED PARTNERSHIP by its general partner MACLEOD PLACE LTD.;

MAMDANI; and IEC LTD.

DOCUMENT ORDER FOR DISCHARGE OF RECEIVER

(LOUISE BLOCK)

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

Counsel

McMillan LLP

Royal Centre, 1500 – 1055 West Georgia Street

Vancouver, BC V6E 4N7

I hereby certify this to be a true copy of

Telephone: 236 826 3022 Facsimile: 604 685 7084

Email: vicki.tickle@mcmillan.ca

Clerkis Bramo

C113817

Order the original

Dated this

November, 2021

Clerk of the Court

DATE ON WHICH ORDER WAS PRONOUNCED: November 8, 2021

LOCATION WHERE ORDER WAS PRONOUNCED: Calgary

NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Justice Horner

UPON THE APPLICATION by MNP Ltd. in its capacity as the Court-appointed receiver and manager (the "Receiver") of:

(a) the following land and premises (collectively, the "Lands"):

Title #: 131062248 Legal Description: **PLAN 4269HS**

BLOCK 1 LOT 2

EXCEPTING THEREOUT ALL MINES AND MINERALS

Civic Address: 5920 and 5940 Macleod Trail SW, Calgary, Alberta

Titleholder: Macleod Place Ltd.

Title #: 051392048
Legal Description:
PLAN "A"
BLOCK 72

LOTS 37 TO 40 INCLUSIVE

Civic Address: 1018 Macleod Trail SE, Calgary Alberta

<u>Titleholder:</u> Louise Block Capital Corp.

Title #: 071146388

Legal Description:
PLAN C
BLOCK 16
LOTS 21 TO 24

EXCEPTING THEREOUT A PORTION FOR STREET WIDENING ON PLAN 8310173

EXCEPTING THEREOUT ALL MINES AND MINERALS Civic Address: 138 – 4th Avenue SE, Calgary, Alberta

<u>Titleholder:</u> First Street Plaza GP Ltd.

(b) All of the present and after-acquired personal property of Macleod Place Limited Partnership by its general partner Macleod Place Ltd., Louise Block Limited Partnership by its general partner Louise Block Capital Corp. (together, the "Louise Block Debtors"), and First Street Plaza (2006) Limited Partnership by its general partner First Street Plaza GP Ltd., consisting of all goods, chattel paper, documents of title, instruments, intangibles, money and securities now or hereinafter situate on, used in connection with or arising from the business or affairs carried on at the Lands, including all Net Rents, deposits, bank accounts, other accounts, and all books and records associated with such property (together with the Lands, the "Properties"),

for an order for the discharge of the Receiver as the Receiver of the Property of the Louise Block Debtors;

AND UPON HAVING READ the Amended and Restated Receivership Order dated February 24, 2021, the Third Report of the Receiver to Court, dated October 28, 2021 (the "Third Report") and the Affidavit of Service; **AND UPON HEARING** the submissions of counsel for the Receiver and Connect First Credit Union Ltd., no one appearing for any other person on the service list, although properly served as appears from the Affidavit of Service, filed;

IT IS HEREBY ORDERED AND DECLARED THAT:

ABRIDGEMENT OF TIME

1. Service of notice of this application and supporting materials is hereby declared to be good and sufficient, 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 RECEIVER'S ACTIONS

No action or other proceedings shall be commenced against the Receiver in any way arising from
or related to its capacity or conduct as Receiver of the Property of the Louise Block Debtors, except
with prior leave of this Court on Notice to the Receiver, and upon such terms as this Court may
direct.

TRANSFER OF PROCEEDS AND FILES

Upon the Receiver filing with the Clerk of the Court of a certificate in the form attached hereto as Schedule "A" certifying that the remaining outstanding matters described in the Third Report have been completed, then the Receiver shall be discharged as Receiver of the Property of the Louise Block Debtors, provided however that, notwithstanding its discharge herein (a) the Receiver shall remain Receiver for the performance of such incidental duties as may be required to complete the administration of the Receivership herein, and (b) the Receiver shall continue to have the benefit of the provisions of all Orders made in this proceeding, including all approvals, protections and stays of proceedings in favour of the Receiver in its capacity as Receiver of the Property of the Louise Block Debtors.

SERVICE

- 3. Service of this Order shall be deemed good and sufficient by:
 - (a) Serving the same on:
 - (i) the persons listed on the service list created in these proceedings;
 - (ii) any other person served with notice of the application for this Order;
 - (iii) any other parties attending or represented at the application for this Order;
 - (iv) the Purchaser or the Purchaser's solicitors; and

(b) Posting a copy of this Order on the Receiver's website at:
https://mnpdebt.ca/en/corporate/corporate-engagements/louise-block-first-street-plaza-macleod-place

and service on any other person is hereby dispensed with.

4. 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 Queen's Bench of Alberta

Schedule "A"

Form of Receiver's Certificate

COURT FILE NUMBER 2001-03925

COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

APPLICANT VANCITY COMMUNITY INVESTMENT BANK

CONNECT FIRST CREDIT UNION LTD. and

TREZ CAPITAL LIMITED PARTNERSHIP by its

Clerk's Stamp

General Partner TREZ CAPITAL (2011)

CORPORATION

RESPONDENTS FIRST STREET PLAZA (2006) LIMITED

PARTNERSHIP by its general partner FIRST STREET PLAZA GP LTD.; LOUISE BLOCK LIMITED PARTNERSHIP by its general partner LOUISE BLOCK CAPITAL CORP.; MACLEOD PLACE LIMITED PARTNERSHIP by its general partner MACLEOD PLACE LTD.; RIAZ

MAMDANI; and IEC LTD.

DOCUMENT RECEIVER'S CERTIFICATE (LOUISE BLOCK)

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

Counsel

McMillan LLP

Royal Centre, 1500 – 1055 West Georgia Street

Vancouver, BC V6E 4N7

Telephone: 236 826 3022 Facsimile: 604 685 7084 Email: vicki.tickle@mcmillan.ca

A. Pursuant to an Order of the Honourable Justice K.M. Horner of the Court of Queen's Bench of Alberta, Judicial District of Calgary (the "Court") dated March 20, 2020), as amended and restated by the Order of Justice Shelley dated February 24, 2021, MNP Ltd. was appointed as the receiver and manager (the "Receiver") of the following land and premises, and all property used in the business or affairs carried on by First Street Plaza (2006) Limited Partnership by its general partner First Street Plaza GP Ltd., Macleod Place Limited Partnership by its general partner Macleod Place Ltd., and Louise Block Limited Partnership by its general partner Louise Block Capital Corp. (together, the "Louise Block Debtors"), at those lands and premises, namely:

Title #: 071146388 Legal Description:

PLAN C BLOCK 16 LOTS 21 TO 24

EXCEPTING THEREOUT A PORTION FOR STREET WIDENING ON PLAN 8310173

EXCEPTING THEREOUT ALL MINES AND MINERALS Civic Address: 138 – 4th Avenue SE, Calgary, Alberta

Titleholder: First Street Plaza GP Ltd.

Title #: 131062248 <u>Legal Description:</u> PLAN 4269HS BLOCK 1 LOT 2

EXCEPTING THEREOUT ALL MINES AND MINERALS

Civic Address: 5920 and 5940 Macleod Trail SW, Calgary, Alberta

Titleholder: Macleod Place Ltd.

Title #: 051392048
Legal Description:
PLAN "A"
BLOCK 72

LOTS 37 TO 40 INCLUSIVE

Civic Address: 1018 Macleod Trail SE, Calgary Alberta

<u>Titleholder:</u> Louise Block Capital Corp.

B. Pursuant to an Order of the Court dated November 8, 2021 (the "Discharge Order"), MNP Ltd. was discharged as Receiver of the Property of the Louise Block Debtors to be effective upon filing by the Receiver with the Court of a certificate confirming that the Receiver has completed the activities described in the Third Report of the Receiver dated October 28, 2021 (the "Third Report"), provided however, notwithstanding its discharge: (a) the Receiver shall remain Receiver for the performance of such incidental duties as may be required to complete the administration of the receivership of the Property of the Louise Block Debtors, and (b) the Receiver shall continue to have the benefit of all provisions of all Orders made in this proceeding, including all approvals, protections and stays of proceedings in favour of MNP Ltd. in its capacity as Receiver.

THE RECEIVER CERTIFIES the following:

1. All activities described in the First Report have been completed to the satisfaction of the Receiver.

2. This Certificate was delivered by the Receiver at [TIME] on [DATE].

Per;_____

Name: Patty E. Wood

Title: Senior Vice President