

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE REGIONAL)

SENIOR JUSTICE MORAWETZ)

Monday, THE
12th DAY OF MARCH, 2018



**IN THE MATTER OF THE *COMPANIES' CREDITORS*
ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED**

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR
ARRANGEMENT OF 1715439 ONTARIO INC.
(FORMERLY KNOWN AS INDEX ENERGY MILLS ROAD CORPORATION)**

(the "**Applicant**")

ORDER

(Discharge and Termination of CCAA Proceedings)

THIS MOTION made by the Applicants pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "**CCAA**"), was read this day at 330 University Avenue, Toronto, Ontario.

ON READING the notice of return of motion dated March 7, 2018, the third report to Court (the "**Third Report**") of Grant Thornton Limited in its capacity as court appointed monitor ("**Monitor**") and the certificate of the Monitor dated March 6, 2018.

SERVICE

1. **THIS COURT ORDERS** that the time for service of the Notice of Return of Motion be and is hereby abridged and validated such that this Motion is properly returnable today and further service thereof is dispensed with.

TERMINATION OF PROCEEDINGS

2. **THIS COURT ORDERS** that these proceedings shall be terminated effective as of 11:59 p.m. on the date hereof without any further act or formality (the “**Termination Time**”).

3. **THIS COURT ORDERS** that the Administration Charge and the Directors’ Charge, each as defined in the initial order in these proceedings issued August 16, 2017 (the “**Initial Order**”), shall be and are hereby terminated, released and discharged at the Termination Time.

DISCHARGE OF MONITOR

4. **THIS COURT ORDERS AND DECLARES** that effective at the Termination Time, the Monitor shall be and is hereby discharged as Monitor and shall have no further duties, obligations or responsibilities as Monitor from and after the Termination Time.

5. **THIS COURT ORDERS AND DECLARES** that, in addition to the protections in favour of the Monitor as set out in the CCAA, the Initial Order, any other Order of this Court in these proceedings or otherwise, all of which are expressly continued and confirmed, the Monitor shall not be liable for any act or omission on the part of the Monitor, including with respect to any reliance thereof, including without limitation, with respect to any information disclosed, any act or omission pertaining to the discharge of the Monitor’s duties in these proceedings or with respect to any other duties or obligations of the Monitor under the CCAA or otherwise, save and except for any claim or liability arising out of any gross negligence or wilful misconduct on the part of the Monitor. Subject to the foregoing, and in addition to the protections in favour of the Monitor as set out in the CCAA, the Initial Order, any other Order of this Court in these proceedings or otherwise, any claims against the Monitor in connection with the performance of its duties as Monitor be and are hereby released, stayed, extinguished and forever barred and the Monitor shall have no liability in respect thereof.

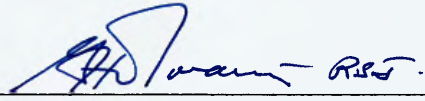
6. **THIS COURT ORDERS** that, notwithstanding any provision of this Order, the termination of these proceedings, and the discharge of the Monitor, nothing herein shall affect, vary, derogate from, limit or amend, and the Monitor shall continue to have the benefit of, any of the rights, approvals and protections in favour of the Monitor at law or pursuant to the CCAA,

the Initial Order, any other Order of this Court in these proceedings or otherwise, all of which are expressly continued and confirmed.

7. **THIS COURT ORDERS** that no action or other proceeding may be commenced against the Monitor in any way arising from or related to its capacity or conduct as Monitor in these proceedings except with prior leave of this Court and on prior written notice to the Monitor.

GENERAL

8. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body, having jurisdiction in Canada or in the United States of America, to give effect to this Order and to assist the Applicant, the Monitor and their respective agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Applicant and to the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Monitor in any foreign proceeding, or to assist the Applicant and the Monitor and their respective agents in carrying out the terms of this Order.


G. B. Norawety R.S.

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LE / DANS LE REGISTRE NO:

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**IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED
AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF 1715439 ONTARIO INC. (FORMERLY KNOWN AS INDEX
ENERGY MILLS ROAD CORPORATION)**

Applicant

ONTARIO SUPERIOR COURT OF JUSTICE COMMERCIAL LIST Proceeding commenced at Toronto	
ORDER (Discharge and Termination of CCAA Proceedings)	
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