



Court File No. CV-25-00743485-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE MR.

)

THURSDAY, THE 30TH

)

JUSTICE MYERS

)

DAY OF OCTOBER, 2025

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

B E T W E E N:

ARBAT CAPITAL GROUP LTD.

Applicant

and

THE SECOND CUP COFFEE COMPANY INC.

Respondent

ANCILLARY ORDER

THIS MOTION, made by Grant Thornton Limited, in its capacity as the Court-appointed Monitor (in such capacity, the **"Monitor"**) of the Second Cup Coffee Company Inc. (the **"Debtor"**) pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the **"CCAA"**), for an order *inter alia*, expanding the Monitor's powers and related relief, pursuant to the Initial Order of this Court dated May 22, 2025, as amended and restated by and Order dated May 29, 2025 (as amended and restated, the **"ARIO"**) in the within proceedings (the **"CCAA Proceedings"**), was heard this day by judicial videoconference via Zoom in Toronto, Ontario.

ON READING the Motion Record of the Monitor, including the Third Report of the Monitor dated October 20, 2025 (the **"Third Report"**), the Supplement to the Monitor's Third Report dated October 29, 2025 (the **"Supplement Report"**), and such other materials that were filed, and on

hearing the submissions of the counsel to the Monitor, and such other counsel that were present, no one else appearing although duly served as appears from the affidavits of Joshua Gordon sworn October 20, 2025, October 28, 2025, and October 29, 2025 as filed.

SERVICE AND DEFINITIONS

1. **THIS COURT ORDERS** that the time for service of the Motion Record of the Monitor is hereby abridged and validated so that this motion is properly returnable today and hereby dispenses with further service thereof.
2. **THIS COURT ORDERS** that capitalized terms used in this Order and not defined herein shall have the meanings ascribed to them in the Third Report or the Amended and Restated Initial Order dated May 29, 2025 (the “**ARIO**”).

EXTENSION OF STAY PERIOD

3. **THIS COURT ORDERS** that the Stay Period (as defined in the ARIO) be and is hereby extended until and including January 31, 2026.

SEALING ORDER

4. **THIS COURT ORDERS** that the Confidential Appendices to the Third Report, are hereby sealed and shall not form part of the public record until the Monitor’s Certificate is filed or further order of the Court.

APPROVAL OF THE MONITOR’S THIRD REPORT, ACTIVITIES AND FEES

5. **THIS COURT ORDERS** that the Third Report and the activities, conduct, and decisions of the Monitor described therein are hereby approved, provided, however that only the Monitor 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.

6. **THIS COURT ORDERS** that the professional fees and disbursements of the Monitor, and Cassels Brock & Blackwell LLP, as set out in the Third Report and the Fee Affidavits appended thereto, be and are hereby approved.

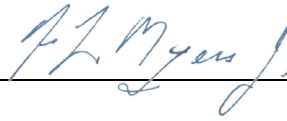
GENERAL

7. **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, to give effect to this Order and to assist the Debtor, 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.

8. **THIS COURT ORDERS** that each of the Debtor and the Monitor be at liberty and is 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, and that the Monitor is authorized and empowered to act as a representative in respect of the within proceedings for the purpose of having these proceedings recognized in a jurisdiction outside Canada.

9. **THIS COURT ORDERS** that this Order and all of its provisions are effective as of 12:01 a.m. Eastern Time on the date of this Order.

10. **THIS COURT ORDERS** that this Order is effective from today's date and is enforceable without the need for entry and filing.



Justice FL Myers

Digitally signed by Justice FL
Myers
Date: 2025.10.30 16:09:12 -04'00'

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PROCEEDING COMMENCED AT
TORONTO

ANCILLARY ORDER

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