

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

THE HONOURABLE MARKUS KOEHNEN)
)
)

TUESDAY, THE 4th DAY OF MAY, 2021



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

AND IN THE MATTER OF CERTAIN PROCEEDINGS TAKEN IN THE UNITED STATES
BANKRUPTCY COURT, SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION WITH
RESPECT TO THE COMPANIES LISTED ON SCHEDULE "A" HERETO

DISCHARGE AND TERMINATION ORDER

THIS MOTION made by Moores The Suit People Corp. ("**Moores Suit**" or the "**Foreign Representative**") in its capacity as the foreign representative for itself and for the other companies listed at Schedule "A" hereof (the "**Chapter 11 Debtors**") pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "**CCAA**"), for an order substantially in the form enclosed in the Motion Record was heard on this day by this Court via a teleconference hearing;

ON READING the Notice of Motion, the affidavit of Holly Etlin sworn April 26, 2021 (the "**Affidavit**") and the Fifth Report of Grant Thornton Limited as information officer (the "**Information Officer**"), each filed in the Court record;

AND UPON HEARING the submissions of counsel for the Foreign Representative and counsel for the Information Officer, and upon being advised that no other persons appearing for any other person on the service list, although duly served with the Motion

Record;

SERVICE

1. **THIS COURT ORDERS** that the time for service and filing of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service and filing thereof.

TERMINATION OF THE CCAA RECOGNITION PROCEEDINGS

2. **THIS COURT ORDERS** that the present proceedings commenced by the Foreign Representative on behalf of the Chapter 11 Debtors pursuant to Part IV of the CCAA (the “**CCAA Proceedings**”) are hereby terminated.
3. **THIS COURT ORDERS** that the “Administration Charge”, the “DIP Lenders’ Charge” and the “Landlord’s Charge” previously granted by this Court in these CCAA Proceedings, are hereby terminated, released and discharged.
4. **THIS COURT ORDERS** that the Stay Period (as defined in the Amended and Restated Supplemental Order (Foreign Main Proceedings) granted by this Court in these CCAA Proceedings on August 14, 2020) is hereby terminated.

INFORMATION OFFICER

5. **THIS COURT ORDERS** that the activities of the Information Officer described in the Fifth Report of the Information Officer are hereby approved.
6. **THIS COURT ORDERS** that the Information Officer is hereby discharged as Information Officer and relieved from any further obligations, liabilities, responsibilities and/or duties in its capacity as Information Officer in these CCAA Proceedings.

7. **THIS COURT ORDERS** that (i) the Information Officer and its counsel have satisfied all of their respective duties and obligations with respect to these CCAA Proceedings; and (ii) the Information Officer and its counsel are hereby released and discharged from any and all liability that the Information Officer or its counsel now have or may hereafter have by reason of, or in any way arising out of, any acts or omissions of the Information Officer while acting in its capacity as Information Officer in the within CCAA Proceedings or its counsel while acting in its capacity as counsel to the Information Officer in the within CCAA Proceedings, save and except for any gross negligence or wilful misconduct on their part. Without limiting the generality of the foregoing, the Information Officer and its counsel shall be forever released and discharged from any and all liability relating to matters that were raised, or which could have been raised, in the within CCAA Proceedings, save and except for any gross negligence or willful misconduct on their part.

8. **THIS COURT ORDERS** that notwithstanding any provision of this Order and the termination of these CCAA Proceedings, the Information Officer shall continue to have the benefit of the provisions of all Orders made in these proceedings, including all approvals, protections and stays of proceedings in favour of the Information Officer.

9. **THIS COURT ORDERS** that no action or other proceeding shall be commenced against the Information Officer or its counsel in any way arising from or related to their capacity or conduct as Information Officer or counsel to the Information Officer, respectively, except with prior leave of this Court and on prior written notice to the Information Officer or its counsel, as appropriate.

GENERAL

10. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory, governmental or administrative body having jurisdiction in Canada, the United

States or elsewhere, to give effect to this Order and to assist the Chapter 11 Debtors, the Foreign Representative, the Information Officer and their respective counsel and agents in carrying out the terms of this Order. All Courts, tribunals, regulatory, governmental and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Chapter 11 Debtors, the Information Officer and their respective counsel and agents, as may be necessary or desirable to give effect to this Order, or to assist the Chapter 11 Debtors, the Information Officer and their respective counsel and agents in carrying out the terms of this Order.

11. **THIS COURT ORDERS** that each of the Chapter 11 Debtors (including the Foreign Representative) and the Information Officer 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.

12. **THIS COURT ORDERS AND DECLARES** that this Order shall be effective as of 12:01 a.m. (Toronto time) on the date of this Order and is enforceable without any need for entry and filing.

A handwritten signature in blue ink, appearing to be 'DAJ', is written above a horizontal line.

SCHEDULE "A"
LIST OF CHAPTER 11 DEBTORS

Tailored Brands, Inc.

JA Apparel Corp.

Jos. A. Bank Clothiers, Inc.

Joseph Abboud Manufacturing Corp.

K&G Men's Company Inc.

MWDC Holding Inc.

Nashawena Mills Corp.

Renwick Technologies, Inc.

Tailored Brands Gift Card Co LLC

Tailored Brands Purchasing LLC

Tailored Brands Worldwide Purchasing Co.

Tailored Shared Services, LLC

TB UK Holdings Limited

The Joseph A. Bank Mfg. Co., Inc.

The Men's Wearhouse, Inc.

TMW Merchants LLC

Moores the Suit People Corp.

Moores Retail Group Corp.

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(COMMERCIAL LIST)**

Proceeding commenced at Toronto

ORDER

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