

July 7, 2025

Via Email / Secured Link
Courier to Follow

Prothonotary
Supreme Court of Nova Scotia
The Law Courts
1815 Upper Water Street
Halifax, NS B3J 1S7

Dear Prothonotary:

Re: An application by Mernova Medicinal Inc. and Creso Canada Limited for relief under section 11 of the *Companies' Creditors Arrangement Act*, RSC 1985, c C-36 as amended

Scheduled July 14, 2025 at 8:30am before the Honourable Justice Bodurtha

Cox & Palmer is local counsel for the Applicants, Mernova Medicinal Inc. and Creso Canada Limited, in the matter referenced above. This matter is scheduled for a hearing before the Honourable Justice Bodurtha on July 14, 2025 at 8:30am. Please find enclosed the following materials for filing:

1. Notice of Motion (one original and 2 copies);
2. Unsworn Third Affidavit of M. MacKay (2 copies);
3. Brief (one original and 2 copies);
4. Book of Authorities (2 copies);
5. Monitor's Second Report to the Court
6. Draft Stay Extension and Approval Order (2 copies);
7. Draft Confidentiality Order (2 copies); and
8. Our firm cheque in the amount of \$66 representing the filing fee.

Although we are filing the unsworn affidavit of Ms. MacKay, we undertake to file the sworn copy upon receipt.

Meaghan Kells | Lawyer

Direct 902-491-6829 Main 902 421-6262 Fax 902 421-3130 Email mkells@coxandpalmer.com

Nova Centre | South Tower, Suite 1500, 1625 Grafton Street, Halifax, NS B3J 0E8

Correspondence PO Box 2380 Central Halifax NS B3J 3E5

July 7, 2025
Page 2

Thank you for your assistance with this matter, should you have any questions, please do not hesitate to contact the undersigned.

Yours very truly,



Meaghan Kells
Encl.

cc. Service List as at July 7, 2025
Trace Elizabeth, Judicial Assistant to Justice Bodurtha (via email)

2025

Hfx No. 542329

SUPREME COURT OF NOVA SCOTIA

IN THE MATTER OF the *Companies' Creditors Arrangement Act*, RSC 1985, c C-36, as amended

AND IN THE MATTER OF an application by Mernova Medicinal Inc. and Creso Canada Limited (collectively, the "**Applicants**") for relief under section 11 of the CCAA and other relief

Notice of Motion

To: the Service List attached at Schedule "A"

Motion

Capitalized terms used herein and not otherwise defined have the meaning given to them in the Amended and Restated Initial Order granted on April 25, 2025.

Mernova Medicinal Inc. ("**Mernova**") and Creso Canada Limited, the Applicants in this proceeding, move for:

- (a) an Order pursuant to the CCAA granting the following relief:
 - (i) abridging and validating the time for service of this motion and supporting documents and dispensing with further service thereof;
 - (ii) extending the Stay Period (as defined in the ARIO by the Honourable Justice Bodurtha) from July 18, 2025 up to and including September 30, 2025;
 - (iii) approving the first amending agreement, dated July 7, 2025, to the Interim Financing Agreement (the "**First Financing Amendment**") and the corresponding extension of the maturity date to the Interim Financing Charge (as those terms are defined in the ARIO); and
 - (iv) approving the activities of the Applicants and Grant Thornton Limited in its capacity as Court-appointed Monitor (the "**Monitor**") to date, as set out in the Pre-Filing Report of the Proposed Monitor, dated April 10,

2025 (the “**Pre-Filing Report**”), the First Report of the Monitor, dated April 23, 2025 (the “**First Report**”), and the Second Report of the Monitor, dated July 7, 2025 (the “**Second Report**”);

- (b) an Order (the “**Confidentiality Order**”) directing that:
 - (i) the sealing order issued April 25, 2025, with respect to the confidential appendix of the First Report of the Monitor (the “**April Confidentiality Order**”), be extended in accordance with the terms of the proposed Confidentiality Order; and
 - (ii) the confidential addendum to the Second Report of the Monitor (the “**Monitor’s Confidential Addendum**”) be sealed in accordance with the terms of the proposed Confidentiality Order; and
- (c) such further and other relief as this Honourable Court may deem just and appropriate in the circumstances.

Time and place

The motion is to be heard by the Honourable Justice Bodurtha on July 14, 2025 at 8:30 am at the Law Courts, 1815 Upper Water Street, Halifax, Nova Scotia. The moving party has set the motion for hearing for one half hour in Chambers. The moving party says that the motion will not require more time.

References

The moving party relies on the following legislation, Rules, or points of law:

- The *Companies’ Creditors Arrangement Act*, RSC 1985, c C-36, as amended; and
- Nova Scotia *Civil Procedure Rules*, and in particular Rules 1.01, 2.03, 23, and 85.04.

Evidence

The evidence in support of the motion is as follows:

- The third affidavit of Micheline MacKay;
- The second report of the Monitor, to be filed; and

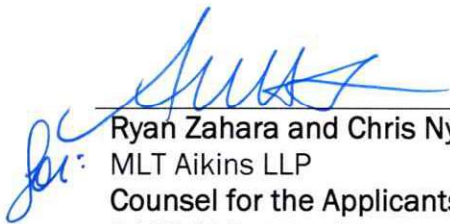
- Such further or other evidence as the moving party may advise and this Honourable Court may permit.

Possible order against you

You may file an Affidavit and a brief, attend the hearing of the motion, and state your position on whether the proposed order should be made. If you do not attend, the Judge may grant an order without further notice to you.

Signature

Signed on July 7, 2025



Ryan Zahara and Chris Nyberg
MLT Aikins LLP
Counsel for the Applicants
2100 Livingston Place
222 3rd Ave SW
Calgary, AB T2P 0B4



Gavin MacDonald and Meaghan Kells
Cox & Palmer
Local Counsel for the Applicants
Suite 1500, 1625 Grafton Street
Halifax, NS B3J 0E8

Schedule "A"

2025

Hfx No. 542329

SUPREME COURT OF NOVA SCOTIA

IN THE MATTER OF the *Companies' Creditors Arrangement Act*, RSC 1985, c C-36, as amended

AND IN THE MATTER OF an application by Mernova Medicinal Inc. and Creso Canada Limited (collectively, the "**Applicants**") for relief under section 11 of the CCAA and other relief

SERVICE LIST

Party	Contact
Creso Canada Ltd. 1300 - 1969 Upper Water Street Purdy's Wharf Tower II Halifax, NS B3J 3R7 Mernova Medicinal Inc. 50 Ivey Lane Windsor, NS B0N 2T0 Micheline MacKay micheline.mackay@mernova.com Applicants	Ryan Zahara and Chris Nyberg <i>Counsel for the Applicants</i> MLT Aikins LLP 2100 Livingston Place 222 3rd Ave SW Calgary, AB T2P 0B rzahara@mltaikins.com cnyberg@mltaikins.com Regie Agcaoili Legal Assistant ragcaoili@mltaikins.com and Gavin McDonald and Meaghan Kells <i>Local Counsel for the Applicants</i> Cox & Palmer Nova Centre, South Tower 1500-1625 Grafton Street PO Box 2380 Central Halifax, NS B3J 3E5 Phone: 1-902-421-6262 gmacdonald@coxandpalmer.com mkells@coxandpalmer.com
Grant Thornton Limited 1675 Grafton St Suite 1000 Halifax, NS B3J 0E9 Liam Murphy Liam.Murphy@doane.gt.ca Monitor	Sara L. Scott <i>Counsel for the Monitor</i> Stewart McKelvey 600-1741 Lower Water Street PO Box 997 Halifax, NS B3J 0J2 sscott@stewartmckelvey.com

Schedule "A"

	David Wedlake Co-Counsel for the Monitor dwedlake@stewartmckelvey.com Emily C. MacNeil Legal Assistant ecmacneil@stewartmckelvey.com
West Hants Regional Municipality 76 Morison Dr., P.O. Box 3000 Windsor, NS B0N 2T0	Carlee Rochon, Director of Finance crochon@westhants.ca Mark Phillips, Chief Administrative Officer mphillips@westhants.ca
Briant Nominees Pty Ltd 22 Lindsay St Perth – WA 6000 Australia	Brian McMaster BMcMaster@garrisoncapital.net
La Plata Capital LLC 90 Madison Street, Suite 303 Denver CO 80206 USA	Chris Burr Counsel for La Plata Capital LLC Blakes 199 Bay Street, Suite 4000 Toronto, Ontario, M5L 1A9 chris.burr@blakes.com and Mark F. Bell Counsel for La Plata Capital LLC STINSON LLP 1144 Fifteenth Street, Suite 2400 Denver, CO 80202 mark.bell@stinson.com
Bruce Leasing Limited 90 Commercial Street Middleton NS B0S 1P0	Justin Barker, President jbarker@bruceautogroup.com Fax: 902-825-2525
Office of the Superintendent of Bankruptcy Maritime Centre 1505 Barrington Street, 16th Floor Halifax, NS B3J 3K5	osbccaa-laccbsf@ised-isde.gc.ca
WA Insolvency Solutions, a division of Jirsch Sutherland GPO Box E241, 66 St Georges Terrace PERTH WA 6831	Clifford Rocke and Jimmy Trpcevski Veronika Stefanoska vstefanoska@wais.com.au

Schedule "A"

Administrator Appointed for Melodiol Global Health Limited	
HEALTH CANADA Controlled Substances and Cannabis Branch 150 Tunney's Pasture Driveway Ottawa, ON K1A 0K9	Jan Jensen, counsel jan.jensen@justice.gc.ca Stephen Ji, counsel stephen.ji@hc-sc.gc.ca HC Central Insolvency Inbox corporate-cannabis-entreprise@hc-sc.gc.ca
CANADA REVENUE AGENCY Insolvency Division P.O. Box 638, Stn Central 145 Hobsons Lake Drive Halifax, NS B3J 2T5	Deanna M. Frappier, K.C., counsel Deanna.frappier@justice.gc.ca Fax: 1-833-697-2390
Ontario Cannabis Retail Corporation 4100 Yonge Street Toronto, ON M5P 2B5	Lance Lehman, counsel lance.lehman@ocs.ca
Southern Glazer's Wine and Spirits 14911 Quorum Dr., Suite 150 Dallas, TX 75254	Jennifer Luetter, counsel Jennifer.Luetter@sgws.com

EMAIL:

osbccaa-laccbsf@ised-isde.gc.ca; jbarker@bruceautogroup.com; mark.bell@stinson.com;
 chris.burr@blakes.com; BMcMaster@garrisoncapital.net; mphilips@westhants.ca;
 crochon@westhants.ca; sscott@stewartmckelvey.com; Liam.Murphy@doane.gt.ca;
 gmacdonald@coxandpalmer.com; mkells@coxandpalmer.com; rzahara@mltaikins.com;
 cnyberg@mltaikins.com; micheline.mackay@mernova.com; dwedlake@stewartmckelvey.com;
 ecmacneil@stewartmckelvey.com; vstefanoska@wais.com.au; jan.jensen@justice.gc.ca;
 stephen.ji@hc-sc.gc.ca; corporate-cannabis-entreprise@hc-sc.gc.ca; ragcaoli@mltaikins.com;
 Deanna.frappier@justice.gc.ca; Myra.Janes@courts.ns.ca; osbservice-bsfservice@ised-
 isde.gc.ca; lance.lehman@ocs.ca; Jennifer.Luetter@sgws.com

Fax: 1-833-697-2390