

COURT FILE NUMBER	2201 – 07148	
COURT	COURT OF KING'S BENCH OF ALBERTA	
JUDICIAL CENTRE	CALGARY	
PLAINTIFF	PRIVATE DEBT PARTNERS SENIOR OPPORTUNITIES FUND GP INC. carrying on business as PRIVATE DEBT PARTNERS	
DEFENDANT	HOME SOLUTIONS CORPORATION	
APPLICANT	GRANT THORNTON LIMITED in its capacity as receiver and manager of HOME SOLUTIONS CORPORATION	
DOCUMENT	APPLICATION (Final Distribution, Approval of Receiver's Fees and Disbursements, Approval of Receiver's Activities, and Discharge of Receiver)	
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	MLT AIKINS LLP Barristers and Solicitors 2100, 222 3 rd Avenue S.W. Calgary, Alberta T2P 0B4 Phone: 403.693.4310/4347 Fax: 403.508.4349 Attention: Jonathan J. Bouchier/Catrina J. Webster File: 0064684.00074	

NOTICE TO RESPONDENTS: Service List attached hereto as **Schedule "A"**.

This application is made against you. You are the respondent.

You have the right to state your side of this matter before the Judge.

To do so, you must be in Court when the application is heard as shown below:

Date:	November 15, 2024
Time:	2:00pm
Where:	Calgary Courts Centre – VIA WEBEX: https://albertacourts.webex.com/meet/virtual.courtroom60
Before Whom:	The Honourable Justice C.J. Feasby

Go to the end of this document to see what else you can do and when you must do it.

Remedy Claimed or Sought:

1. Grant Thornton Limited, in its capacity as receiver and manager ("**Receiver**") of Home Solutions Corporation (the "**Debtor**") seeks an Order, substantially in the form attached herein as **Schedule "B"**:
 - a. abridging, if necessary, the time for service of notice of this Application and deeming service of this notice of Application and materials in support thereof good, valid, timely and sufficient;
 - b. approving a final distribution of funds;
 - c. approving the Receiver's fees and disbursements, including the fees of its legal counsel, MLT Aikins LLP;
 - d. approving the Receiver's activities, including approval of the Receiver's Final Statement of Receipts and Disbursements;
 - e. approving the Receiver's discharge; and
 - f. approving such further and other relief as counsel may advise and this Honourable Court deems just.

Grounds for Making the Application:

2. The Debtor is a corporation incorporated pursuant to the laws of Alberta and previously operated as a manufacturer and supplier of materials for closets and glassware for commercial and residential clients in the construction industry.
3. On June 28, 2022, on application by Private Debt Partners Senior Opportunities Fund GP Inc. (carrying on business as Private Debt Partners), the Court of King's Bench of Alberta issued an order (the "**Receivership Order**") appointing Grant Thornton Limited as the receiver and manager (in such capacities, the "**Receiver**") of all of the assets, undertakings, and properties of the Debtor, excluding the Debtor's Current Assets (as defined in the Receivership Order).

Remedy Claimed or Sought:

1. Grant Thornton Limited, in its capacity as receiver and manager ("**Receiver**") of Home Solutions Corporation (the "**Debtor**") seeks an Order, substantially in the form attached herein as **Schedule "B"**:
 - a. abridging, if necessary, the time for service of notice of this Application and deeming service of this notice of Application and materials in support thereof good, valid, timely and sufficient;
 - b. approving a final distribution of funds;
 - c. approving the Receiver's fees and disbursements, including the fees of its legal counsel, MLT Aikins LLP;
 - d. approving the Receiver's activities, including approval of the Receiver's Final Statement of Receipts and Disbursements;
 - e. approving the Receiver's discharge; and
 - f. approving such further and other relief as counsel may advise and this Honourable Court deems just.

Grounds for Making the Application:

2. The Debtor is a corporation incorporated pursuant to the laws of Alberta and previously operated as a manufacturer and supplier of materials for closets and glassware for commercial and residential clients in the construction industry.
3. On June 28, 2022, on application by Private Debt Partners Senior Opportunities Fund GP Inc. (carrying on business as Private Debt Partners), the Court of King's Bench of Alberta issued an order (the "**Receivership Order**") appointing Grant Thornton Limited as the receiver and manager (in such capacities, the "**Receiver**") of all of the assets, undertakings, and properties of the Debtor, excluding the Debtor's Current Assets (as defined in the Receivership Order).

4. Prior to the Receivership Order being granted, on May 20, 2022, the Debtor filed an assignment in bankruptcy pursuant to section 49 of the Bankruptcy and Insolvency Act, R.S.C. 1985, c. B-3, as amended whereby MNP Ltd. was appointed as the Licensed Insolvency Trustee in the bankruptcy proceedings.
5. On August 19, 2022, this Honourable Court granted two forms of Order (the “**Sale Approval and Vesting Orders**”) approving the liquidation of certain of the Debtor’s assets by auction and approving the sale of certain of the Debtor’s assets to Summit Acceptance Limited Partnership through its general partner, Summit Acceptance Corp.
6. The Receiver has executed its duties pursuant to the Receivership Order, including completion of the realization of the Debtor’s assets pursuant to the Sale Approval and Vesting Orders.
7. The Receiver’s activities as set out in the Second Report of the Receiver dated November 1, 2024 (the “**Second Report**”) have been commercially reasonable.
8. The fees and disbursements of the Receiver and of MLT Aikins LLP as set out in the Second Report are reasonable.
9. The Receiver is proposing a final distribution of funds to the Canada Revenue Agency pursuant to the Deemed Trust Claim (as defined in the Second Report).
10. The Receiver has acted diligently since its appointment and has undertaken those activities described further in the Second Report, which actions are lawful, proper and consistent with the Receiver’s powers and duties under the Receivership Order.
11. The administration of the receivership proceedings is substantially complete, and it is appropriate to terminate the receivership proceedings and discharge the Receiver in the circumstances.

Material or Evidence To Be Relied Upon:

12. The First Report of the Receiver, dated August 10, 2022;
13. The Second Report of the Receiver, dated November 1, 2024;

14. The Affidavit of Jeffrey Deacon, sworn June 20, 2022;
15. The Receivership Order granted by Justice D.B. Nixon on June 28, 2022;
16. All pleadings, affidavits and other materials filed in this action; and
17. Such further and other material as counsel may advise and this Honourable Court may permit.

Applicable Rules:

18. Rules 11.27 and 13.5 of the Alberta *Rules of Court*, and Part 6.

Applicable Acts and Regulations:

19. The *Bankruptcy and Insolvency Act*, R.S.C. 1985 c. B-3, as amended, including section 243.

How the Application is Proposed to be Heard or Considered:

20. The Presiding Justice of the Court of King's Bench of Alberta, the Honourable Justice C.J. Feasby - via WebEx.

WARNING TO THE RESPONDENT:

If you do not come to Court either in person or by your lawyer, the Court may give the applicant(s) what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of the form. If you intend to rely on an affidavit or other evidence when the application is heard or considered, you must reply by giving reasonable notice of the material to the applicant.

Schedule "A" – Service List

COURT FILE NUMBER	2201 – 07148
COURT	COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE	CALGARY
PLAINTIFF	PRIVATE DEBT PARTNERS SENIOR OPPORTUNITIES FUND GP INC. carrying on business as PRIVATE DEBT PARTNERS
DEFENDANT	HOME SOLUTIONS CORPORATION
APPLICANT	GRANT THORNTON LIMITED in its capacity as receiver and manager of HOME SOLUTIONS CORPORATION
DOCUMENT	SERVICE LIST
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT:	MLT AIKINS LLP Barristers & Solicitors 2100, 222 3 rd Avenue S.W. Calgary, Alberta T2P 0B4 Phone: 403.693.4310/2635 Fax: 403.508.4349 Attention: Jonathan J. Bouchier/Catrina J. Webster File: 0064684.00074

As of November 1, 2024

PARTY	COUNSEL
<i>Receiver and Manager of Home Solutions Corporation</i> Grant Thornton Limited Suite 1100, 332 – 6 Avenue SW Calgary, Alberta T2P 0B2 Neil Honess Email: neil.honess@doane.gt.ca Par Zilka Email: par.zilka@doane.gt.ca	<i>Counsel for Grant Thornton Limited</i> MLT Aikins LLP 2100 Livingston Place 222 3 Ave SW Calgary, Alberta T2P 0B4 Jonathan J. Bouchier Email: jbouchier@mltaikins.com Catrina J. Webster Email: cwebster@mltaikins.com

Private Debt Partners Senior Opportunities Fund GP Inc. carrying on Business as Private Debt Partners 20 Bay Street, 11th Floor Toronto, Ontario M5J 2N8 Jeffrey Deacon Email: jdeacon@privatedebt.com	<i>Counsel for Private Debt Partners Senior Opportunities Fund GP Inc. carrying on Business as Private Debt Partners</i> Miller Thomson LLP 3000, 700 – 9 Avenue SW Calgary, Alberta T2P 3V4 Nicole T. Taylor-Smith Email: ntaylorsmith@millerthomson.com Douglas Best Email: dbest@millerthomson.com Larry Ellis Email: lellis@millerthomson.com
<i>Trustee for Home Solutions Corporation</i> MNP Ltd. 1500, 640 – 5 Avenue SW Calgary, Alberta T2P 3G4 Vanessa Allen Email: vanessa.allen@mnpc.ca	<i>Counsel for MNP Ltd.</i> McMillan LLP Suite 1700, 421 – 7 Avenue SW Calgary, Alberta T2P 4K9 Adam Maerov Email: adam.maerov@mcmillan.ca
<i>Purchaser</i> Summit Acceptance Limited Partnership, by its general partner, Summit Acceptance Corp. 1260 Highfield Crescent SE Calgary, Alberta T2G 5M3 Email: ABppsa_notifications@kaizenauto.com	

<i>Guarantors of Home Solutions Corporation, Andrew Davidson and 2087212 Alberta Ltd.</i>	<i>Counsel for Guarantors of Home Solutions Corporation, Andrew Davidson and 2087212 Alberta Ltd.</i> Bennett Jones LLP 4500 Bankers Hall East, 855 2nd Street SW Calgary, Alberta T2P 4K7 Kelsey Meyer Email: meyerk@bennettjones.com
Gemstone Lights Calgary Ltd. 12143 – 40 Street SE, Suite 170 Calgary, Alberta T2Z 4E6 Email: info@hudson-law.ca Jeff Ady Email: jeff.ady@outlook.com 3M Holdings Ltd. 279 Midpark Way SE, Suite 103 Calgary, Alberta T2X 1M2 Email: corporate@exglegal.ca Jeff Ady Email: jeff.ady@outlook.com	<i>Counsel for Gemstone Lights Calgary Ltd. and 3M Holdings Ltd.</i> Cassels Brock & Blackwell LLP 888 3 Street SW Calgary, Alberta T2P 5C5 Jeff Oliver Email: joliver@cassels.com
Toronto Dominion Bank 421 7th Avenue SW, 10th Floor Calgary, Alberta T2P 4K9 Toronto Dominion Bank 350 – 5th Avenue SW Calgary, Alberta T2P 2P6	<i>Counsel for Toronto Dominion Bank</i> McCarthy Tetrault LLP Suite 4000, 421 – 7 Avenue SW Calgary, Alberta T2P 4K9 Pantelis Kyriakakis Email: pkiriakakis@mccarthy.ca
Shaw GMC Chevrolet Buick Inc. 4620 Blackfoot Trail SE Calgary, Alberta T2G 4G2	

S. Nielsen Family Trust 65 Trasimeno Crescent SW Calgary, Alberta T3E 8B9 Soren S. Nielsen Email: sorensnielsen@outlook.com	
Summit Acceptance Corp. 4620 Blackfoot Trail SE Calgary, Alberta T2G 4G2 P. Bamberger Email: pbamberger@summitacceptance.com C. Smith Email: csmith@summitacceptance.com	
W. Sonogo Family Trust 41 Cawder Drive NW Calgary, Alberta T2L0L8 Email: ddassist@telus.net Wendy McAllister Email: wendymcallister44@gmail.com	
Formations Inc. 12220 142 Street Edmonton, Alberta T5L 2G9 Email: pprnotices@stillmanllp.com	<i>Counsel for Formations Inc.</i> Stillman LLP #100 Sterling Business Centre 17420 Stony Plain Road N.W. Edmonton, Alberta T5S 1K6 Christopher Hoose Email: choose@stillmanllp.com
Canada Revenue Agency Prairie Region 510, 606 – 4 Street SW Calgary, Alberta T2P 1T1 Jill Medhurst-Tivadar Email: jill.medhurst- tivadar@justice.gc.ca	Department of Justice Canada - Prairie Regional Office 10423 101 Street 3rd Floor, Epcor Tower Edmonton, Alberta T5H 0E7 E-mail: alb.fc@justice.gc.ca

Neil.honess@doane.gt.ca; par.zilka@doane.gt.ca; jbourchier@mltaikins.com;
cwebster@mltaikins.com; ; jdeacon@privatedebt.com; dbest@millerthomson.com;
lellis@millerthomson.com; vanessa.allen@mnp.ca; adam.maerov@mcmillan.ca;
ABppsa_notifications@kaizenauto.com; meyerk@bennettjones.com; jeff.ady@outlook.com;
joliver@cassels.com; pkyriakakis@mccarthy.ca; sorensnielsen@outlook.com;
pbamberger@summitacceptance.com; csmith@summitacceptance.com; ddassist@telus.net;
choose@stillmanllp.com; crobinson@stillmanllp.com;
wendymcallister44@gmail.com; jill.medhurst@justice.gc.ca; alb.fc@justice.gc.ca

Schedule "B" – Order Discharging Receiver

COURT FILE NUMBER	2201-07148
COURT	COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE	CALGARY
PLAINTIFF	PRIVATE DEBT PARTNERS SENIOR OPPORTUNITIES FUND GP INC. carrying on business as PRIVATE DEBT PARTNERS
DEFENDANT	HOME SOLUTIONS CORPORATION
APPLICANT	GRANT THORNTON LIMITED in its capacity as receiver and manager of HOME SOLUTIONS CORPORATION
DOCUMENT	ORDER (Final Distribution, Approval of Receiver's Fees and Disbursements, Approval of Receiver's Activities, and Discharge of Receiver)
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	MLT AIKINS LLP 2100, 222 3 rd Avenue S.W. Calgary, Alberta T2P 0B4 Attention: Jonathan J. Bouchier/Catrina J. Webster Phone: 403.693.4310/4347 Fax: 403.508.4349 File: 0064684.00074

DATE ON WHICH ORDER WAS PRONOUNCED:	NOVEMBER 15, 2024
LOCATION OF HEARING OR TRIAL:	CALGARY, ALBERTA
NAME OF JUSTICE WHO MADE THIS ORDER:	JUSTICE C.J. FEASBY

UPON THE APPLICATION filed November 1, 2024 of Grant Thornton Limited in its capacity as the Court-appointed receiver (the "**Receiver**") of the undertakings, property and assets of Home Solutions Corporation (the "**Debtor**"), for an Order for the final distribution of proceeds, approval of the Receiver's fees and disbursements, approval of the Receiver's activities and discharge of the Receiver; **AND UPON HAVING READ** the Receiver's Second Second dated November 1, 2024 (the "**Second Report**"); **AND UPON** hearing counsel for the Receiver and

counsel for any other parties in attendance; **AND UPON** being satisfied that it is appropriate to do so, **IT IS ORDERED THAT:**

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.
2. The Receiver's accounts for fees and disbursements, as set out in the Receiver's Second Report, are hereby approved without the necessity of a formal passing of its accounts.
3. The accounts of the Receiver's legal counsel MLT Aikins LLP, for its fees and disbursements, as set out in the Second Report, are hereby approved without the necessity of a formal assessment of its accounts.
4. The Receiver's activities as set out in the Second Report and the Final Statement of Receipts and Disbursements attached to the Second Report at Appendix 3, are hereby ratified and approved.
5. The Receiver is authorized and directed to make the distributions as set out in the Second Report including: (a) distributions for professional fees as contemplated in the Second Report and approved in the within Order; and (b) to the Canada Revenue Agency pursuant to the Deemed Trust Claim (as defined in the Second Report) as set out in the Second Report.
6. On the evidence before the Court, the Receiver has satisfied its obligations under and pursuant to the terms of the Orders granted in the within proceedings up to and including the date hereof, and the Receiver shall not be liable for any act or omission on its part including, without limitation, any act or omission pertaining to the discharge of its duties in the within proceedings, save and except for any liability arising out of any in fraud, gross negligence or willful misconduct on the part of the Receiver, or with leave of the Court. Subject to the foregoing any claims against the Receiver in connection with the performance of its duties are hereby stayed, extinguished and forever barred.

7. 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, except with prior leave of this Court on Notice to the Receiver, and upon such terms as this Court may direct.
8. Upon the Receiver filing with the Clerk of the Court a sworn Affidavit of a licensed Trustee employed by the Receiver confirming that:
 - (a) the estate has been fully administered and all monies have been distributed including the distribution of funds in accordance with paragraph 5 of this Order have been completed,then the Receiver shall be discharged as Receiver of the Debtor, 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.
9. This Order must be served only upon those interested parties attending or represented at the within application and service may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the day of the transmission or delivery of such documents.
10. Service of this Order on any party not attending this Application is hereby dispensed with.

Justice of the Court of King's Bench of Alberta