

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

B E T W E E N:

ARBAT CAPITAL GROUP LTD.

Applicant

and

THE SECOND CUP COFFEE COMPANY INC.

Respondent

**MOTION RECORD
(RETURNABLE FEBRUARY 25, 2026)**

February 20, 2026

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Court File No.

CV-25-00743485-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

B E T W E E N:

ARBAT CAPITAL GROUP LTD.

Applicant

and

THE SECOND CUP COFFEE COMPANY INC.

Respondent

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Tab	Description
1.	Notice of Motion, returnable February 25, 2026
2.	Affidavit of Alexey Golubovich, affirmed February 20, 2026
3.	Draft Stay Extension Order

TAB 1

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

B E T W E E N:

ARBAT CAPITAL GROUP LTD.

Applicant

and

THE SECOND CUP COFFEE COMPANY INC.

Respondent

**NOTICE OF MOTION
(Returnable February 25, 2026)**

Arbat Capital Group Ltd. (“**Arbat**” or the “**Applicant**”) will make a Motion to the Court on Wednesday, February 25, 2026 at 12:00p.m. or as soon after that time as the Motion can be heard.

PROPOSED METHOD OF HEARING: The Motion is to be heard by Zoom videoconference. Zoom details will be provided by the Court and made available on Case Centre.

THIS MOTION IS FOR:

1. An Order (the “**Stay Extension Order**”) substantially in the form attached at **Tab “3”** to the Motion Record, among other things:
 - (a) abridging the time for service of the Notice of Motion and the Motion Record, and dispensing with service on any person other than those served, if necessary;
 - (b) extending the Stay Period, as defined below, to March 31, 2026; and

(c) Such further and other relief as this Honourable Court may deem just.

THE GROUNDS FOR THE MOTION ARE:

A. BACKGROUND TO THE CCAA PROCEEDINGS

(i) Procedural Background

2. On May 22, 2025, The Second Cup Coffee Company Inc. (“**Second Cup**” or the “**Company**”) was granted creditor-protection under the *Companies’ Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the “**CCAA**”), pursuant to an Order of the Honourable Justice Cavanagh (the “**Initial Order**”) sought by the Applicant, Arbat Capital Group Ltd., a 40% shareholder and the largest creditor of the Company.
3. The Initial Order, among other things, (i) appointed Grant Thornton Limited as the Monitor (in such capacity, the “**Monitor**”); (ii) appointed Maxim Lojevsky as the Chief Restructuring Officer of the Company; (iii) granted an initial stay of proceedings in respect of Second Cup until and including June 1, 2025 (the “**Stay Period**”); (iv) granted an administration charge (the “**Administration Charge**”) in the initial amount of \$270,000 over the Company’s Property (as defined in the Initial Order); (v) granted an initial directors’ charge (the “**Directors’ Charge**”) in the amount of \$100,000 over the Property; and (vi) authorized the Company to execute an interim financing term sheet (as further amended and restated, as discussed below, the “**DIP Term Sheet**”) between the Applicant, as lender, and the Company, as borrower, which established a charge (the “**DIP Lender’s Charge**” and, together with the Administration Charge and the DIP Lender’s Charge, the “**Charges**”) in the amount of \$200,000 over the Property (the “**DIP Loan**”).

4. On May 29, 2025, Arbat sought and obtained an Amended and Restated Initial Order (the “**ARIO**”), which, among other things, (i) extended the Stay Period up to and including August 28, 2025; (ii) approved an increase to the Administration Charge to the maximum amount of \$500,000; (iii) approved an increase to the Directors’ Charge to the maximum amount of \$220,000; and (iv) approved the amended and restated DIP Term Sheet and a corresponding increase to the permitted borrowings under the DIP Loan and the DIP Lender’s Charge to a maximum amount of \$900,000, plus interest, fees, and expenses.
5. On May 29, 2025, this Court also granted the Claims Identification Order, which permitted the Company to identify the existing claims against it, including claims against the board of directors (the “**Claims Identification Process**”).
6. On August 21, 2025, the Honourable Justice Osborne granted an order (the “**SISP Order**”) approving the sale and investment solicitation process (the “**SISP**”) and the stalking horse subscription agreement (the “**Subscription Agreement**”) between Arbat, as the stalking horse bidder, and the Company, establishing a stalking horse bid in the SISP.
7. On the same date, the Honourable Justice Osborne also granted an order, which, among other things, (i) extended the Stay Period up to and including November 7, 2025; (ii) increased the authorized borrowings under the DIP Term Sheet to the maximum amount of \$1,500,000, as well as a corresponding increase to the DIP Lender’s Charge; and (iii) approved the activities, conduct, and decisions of the Monitor as set out in the Pre-Filing Report dated May 21, 2025, the First Report dated May 28, 2025, and the Second Report dated August 18, 2025.

8. The Monitor conducted the SISP in accordance with the SISP Order, which resulted in a multi-round auction (the “**Auction**”) between Arbat and one other bidder. The bid submitted by Arbat represented the highest consideration and best bid of the Auction.
9. Following the culmination of the SISP and the Auction, on October 30, 2025, the Court granted an Approval and Reverse Vesting Order (the “**ARVO**”), among other things, (i) approving the Subscription Agreement as amended by the Amended Agreement No. 1 to the Subscription Agreement (the “**Amended Purchase Agreement**”), entered into between the Company, as vendor, and Arbat, as purchaser, and the transaction contemplated therein (the “**Transaction**”); (ii) expanding the powers of the Monitor and authorizing the Monitor to execute the Amended Purchase Agreement; and (iii) approving the releases of the Released Parties (as defined in the ARVO).
10. On the same date, the Court granted a further Order, which, among other things, (i) extended the Stay Period up to and including January 31, 2026; (ii) sealed the confidential appendices to the Third Report of the Monitor dated October 20, 2025 (the “**Third Report**”); (iii) approved the Third Report and the activities of the Monitor set out therein; and (iv) approved the fees and disbursements of the Monitor and its counsel.

(ii) The Amended Purchase Agreement and the Transaction

11. The Excluded Assets, Excluded Liabilities, and Excluded Contracts (each as defined in the Amended Purchase Agreement) will vest in 1001400034 Ontario Inc. (“**ResidualCo**”), a newly incorporated company, in accordance with the ARVO.

12. The Amended Purchase Agreement and the Transaction represent the culmination of the Applicant and the Monitor's extensive solicitation efforts, which were conducted in accordance with the SISP Order and the ARVO.
13. The Amended Purchase Agreement provides for, among other things, a closing payment (the "**Closing Payment**") to be received and held by the Monitor in a non-interest bearing account, in trust, in an amount equal to the sum of: (i) the priority payments prescribed under section 6 of the CCAA (the "**Priority Payments**"); (ii) the Administration Charge; (iii) the \$50,000 Administrative Wind-down Amount contemplated in the Subscription Agreement; and (iv) the Overbid True-up Amount (as defined in the Amended Purchase Agreement).
14. Pursuant to paragraph 26 of the ARVO, once the Priority Payments and the amounts secured by the Administration Charge have been satisfied, the remaining amount of the Closing Payment shall be held by the Monitor and used to: (i) satisfy the costs incurred by the Monitor and its professional advisors after closing (including amounts to administer and wind-down ResidualCo); and (ii) distribute any remaining funds in respect to the Accepted Claims pursuant to the Claims Identification Order.

(iii) The January 29 and February 4 Hearings

15. On January 29, 2026 Justice Kimmel granted an order extending the Stay Period to February 27, 2026.

16. On February 4, 2026 Justice Steele granted an order (the “**Distributions Order**”) authorizing the Monitor to make certain distributions (the “**Distributions**”) in accordance with the Proposed Distribution Methodology as described in the Monitor’s Fourth Report.
17. Arbat, Park Investors LLC and Svetlana Bortsova each participated in funding the Closing Payment (the “**Purchaser Group**”). Each of the Purchaser Group are also pre-CCAA unsecured creditors of Second Cup with Accepted Claims, as defined in the Claims Process Order, and are therefore entitled to distributions from the Closing Payment.
18. The Distributions Order included approval of a mechanism (the “**Set-Off Mechanism**”) whereby the amount of the Closing Payment would be reduced by the Purchaser Group’s *pro rata* entitlement to a Distribution on a dollar for dollar basis.

B. RELIEF SOUGHT

Extension of the Stay Period

19. The current Stay Period expires on February 25, 2026. Out of an abundance of caution, the Applicant is seeking an extension of the Stay Period up to and including March 31, 2026.
20. Arbat is continuing to work diligently with the Monitor towards an anticipated closing of the Transaction prior to February 27, 2026. However, Arbat has experienced a number of difficulties in transferring a portion of the Closing Payment to its counsel or to the Monitor. The Monitor is satisfied that Arbat has sufficient funds to pay the Closing Payment, as the majority of the Closing Payment has been received by Arbat’s counsel and by the Monitor, and as Arbat has demonstrated that it has proof of funds. The final portion of the Closing Payment is expected to be received by the Monitor before the end of the Stay Period on

February 27, 2026. However, out of an abundance of caution Arbat is seeking an extension of the Stay Period to provide sufficient space to close the Transaction.

21. Second Cup has been acting and will continue to act in good faith and with due diligence in these CCAA Proceedings and throughout the proposed extended Stay Period, including working towards completing the Transaction. The proposed extension of the Stay Period is necessary and appropriate in the circumstances to provide the Applicant and the Monitor with the time necessary to close the Transaction and for ResidualCo to complete the winding down of its outstanding liabilities.
22. The Monitor is expected to file a report indicating that it is supportive of extending the Stay Period and showing that the Company will have sufficient liquidity to continue to operate through the Stay Period.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of the Motion:

23. The affidavit of Alexey Golubovich, affirmed February 20, 2026;
24. The Fifth Report of the Monitor, to be filed; and
25. Such further and other evidence as counsel may advise and this Honourable Court may permit.

February 19, 2026

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Applicant

and

THE SECOND CUP COFFEE COMPANY Court File No. CV-25-00743485-00CL
INC.
Respondent

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

Proceeding Commenced at Toronto

**NOTICE OF MOTION
(Returnable February 25, 2026)**

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TAB 2

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

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

B E T W E E N:

ARBAT CAPITAL GROUP LTD.

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Respondent

**AFFIDAVIT OF ALEXEY GOLUBOVICH
(Affirmed February 20, 2026)**

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AFFIDAVIT OF ALEXEY GOLUBOVICH
(Affirmed February 20, 2026)

I, ALEXEY GOLUBOVICH, of the City of London, in the United Kingdom, **AFFIRM**
AND SAY AS FOLLOWS:

I. OVERVIEW

1. I am a director of Arbat Capital Group Ltd. (“**Arbat**” or the “**Applicant**”), the Applicant creditor in these proceedings under the *Companies’ Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (“**CCAA**”). On May 22, 2025, Arbat sought and obtained an initial order (“**Initial Order**”) under the CCAA in respect of the Respondent debtor company, The Second Cup Coffee Company Inc. (“**Second Cup**” or the “**Company**”).
2. Arbat is the largest creditor and a 40% shareholder of Second Cup. I am also a member of Second Cup’s board of directors (the “**Board**”). As such, I have personal knowledge of the matters hereinafter deposed. If I have obtained information from others, I state the source of such information and believe it to be true.

II. RELIEF SOUGHT

3. I swear this Affidavit in support of a Motion by the Applicant for the following Order (the “**Stay Extension Order**”), *inter alia*:
 - (a) abridging the time for and validating serviced of the Notice of Motion and the Motion Record, and dispensing with service on any person other than those served;
and
 - (b) extending the Stay Period, as defined below, from February 27, 2026 up to and including March 31, 2026.

III. BACKGROUND OF CCAA PROCEEDINGS

4. A summary of the background to these CCAA Proceedings is set out below.
5. All references to currency in this Affidavit are references to Canadian dollars, unless otherwise indicated.

A. Initial Order

6. On May 22, 2025, the Honourable Justice Cavanagh granted the Initial Order, which, among other things:
 - (a) declared that Second Cup is a debtor company to which the CCAA applies;
 - (b) appointed Grant Thornton Limited as the Monitor of the Company pursuant to section 11.7 of the CCAA (in such capacity, the “**Monitor**”);
 - (c) appointed Maxim Lojevsky as the Chief Restructuring Officer (“**CRO**”) of the Company;
 - (d) stayed all proceedings and remedies taken or that might be taken in respect of the Company and its respective current and former directors, employees, and representatives to and including June 1, 2025 (the “**Stay Period**”);
 - (e) granted an initial administration charge in the amount of \$275,000 over the Company’s assets, undertakings, and properties of every nature and kind whatsoever, and wherever situated including all proceeds thereof (“**Property**”);
 - (f) approved and authorized the Company to execute an interim financing term sheet (“**DIP Term Sheet**”) between the Applicant, as lender (in such capacity, the “**DIP**

Lender”), and the Company, as the borrower, establishing a charge (the “**DIP Lender’s Charge**”) over the Property in the maximum amount of \$200,000; and

- (g) granted an initial directors’ charge (“**Directors’ Charge**”) over the Property, in the amount of \$100,000.

B. Amended and Restated Initial Order

- 7. On May 29, 2025, the Honourable Justice Cavanagh granted the amended and restated Initial Order (the “**ARIO**”). Pursuant to the ARIO, the Court, among other things:

- (a) extended the Stay Period up to and including August 28, 2025;
- (b) approved an increase to the Administration Charge, to the maximum amount of \$500,000;
- (c) approving an increase to the Directors’ Charge, to the maximum amount of \$220,000;
- (d) approved an amended and restated DIP Term Sheet dated May 29, 2025 between Arbat and the Company (the “**Amended and Restated DIP Term Sheet**”), and a corresponding increase to the DIP Lender’s Charge to the maximum amount of \$900,000, plus interest, fees, and expenses; and
- (e) authorized the Company to pay certain critical pre-filing amounts owing to suppliers.

- 8. On the same date, the Honourable Justice Cavanagh also granted a claims identification order (the “**Claims Identification Order**”) approving a claims procedure to allow the

Monitor to identify the outstanding claims against the Company including those against the Company's directors ("**Claims Identification Process**").

C. SISP Order

9. On August 21, 2025, the Honourable Justice Osborne granted an order (the "**SISP Order**"), among other things, (i) approving a sale and investment solicitation process ("**SISP**") for an investment in, or a sale of, all or substantially all of Second Cup's business or Property; and (ii) approving the stalking horse subscription agreement (the "**Stalking Horse Agreement**") between Arbat (in such capacity, the "**Stalking Horse Bidder**") and the Company, establishing a "**Stalking Horse Bid**" in the SISP.
10. The SISP contemplated a one-phase process to be administered by the Monitor and provided key milestone dates, any of which could be extended by the Monitor.
11. The Monitor conducted the SISP in accordance with the SISP Order. The Monitor received one Qualified Bid in addition to the Stalking Horse Bid (each a "**Qualified Party**").
12. Accordingly, on October 3, 2025, the Monitor held an auction (the "**Auction**"), which proceeded over several rounds. The Monitor identified the leading bid, which became the initial bid in the Auction (the "**Initial Bid**").
13. The Auction began with the Initial Bid. Each following bid was required to proceed with minimum additional cash increments of \$250,000 for the first bid, and then cash increments of at least \$50,000 for each subsequent bid.
14. Following the conclusion of the Auction, the Monitor determined the Stalking Horse Bid to be the successful bid in the SISP, representing the highest consideration received and the best bid of the Auction. As a result of the Auction, the Stalking Horse Agreement was

amended to reflect the new purchase price that arose from the Auction (the “**Amended Purchase Agreement**”).

15. The transaction contemplated by the Amended Purchase Agreement (the “**Transaction**”) is structured as a reverse vesting transaction, pursuant to which, all existing shares of the Company were cancelled with Arbat, as the Stalking Horse Bidder and ultimate purchaser, subscribing for and being issued new common shares in the Company (the “**Purchased Shares**”).

D. Approval and Reverse Vesting Order

16. On October 30, 2025, the Honourable Justice Myers granted an approval and reverse vesting order (the “**ARVO**”), which, among other things:
 - (a) approved the Amended Purchase Agreement between Second Cup, as vendor, and Arbat, as purchaser, and the Transaction;
 - (b) approved the transfer and vesting all of Second Cup’s right, title, and interest in and to the Purchased Shares and Retained Assets (as defined in the Amended Purchase Agreement) in Arbat on closing;
 - (c) approved the transfer and vesting of all of the Company’s right, title, and interest in and to the Excluded Assets, Excluded Contracts, and Excluded Liabilities (each as defined in the Amended Purchase Agreement) in 1001400034 Ontario Inc. (“**ResidualCo**”), a newly incorporated company, on closing;
 - (d) directed the closing cash payment (the “**Closing Payment**”) to be paid to the Monitor, and authorized the Monitor to pay from the Closing Payment: (i) the priority payments prescribed under section 6 of the CCAA (the “**Priority**

Payments”); and (ii) amounts secured under the Administration Charge, with the balance of the Closing Payment to be held by the Monitor in trust to fund those costs incurred by the Monitor and its professional advisors after closing to administer ResidualCo;

- (e) expanded the Monitor’s powers and authorized the Monitor to take such steps and actions on behalf of Second Cup to complete the Transaction;
 - (f) expanded the Monitor’s powers over ResidualCo and authorized the Monitor to, among other things, make an assignment into bankruptcy on behalf of ResidualCo;
 - (g) authorized the addition of ResidualCo, and the removal of Second Cup, as a respondent to these CCAA Proceedings, on closing; and
 - (h) approved the releases of the Released Parties (as defined in the ARVO).
17. On October 30, 2025, the Honourable Justice Myers granted a further order (the “**Ancillary Order**”), among other things:
- (a) extending the Stay Period up to and including January 31, 2026;
 - (b) sealing certain confidential appendices to the third report of the Monitor dated October 20, 2025 (the “**Third Report**”);
 - (c) approving the Third Report, and the activities of the Monitor described therein; and
 - (d) approving the fees and disbursements of the Monitor and its counsel, Cassels up to and including September 30, 2025.

18. On December 17, 2025 the Company and the Purchaser agreed to extend the Outside Date to the Transaction to February 15, 2026. I understand that the Company, through the CRO, is prepared to further extend the Outside Date to February 28, 2026, if needed, to close the Transaction.

E. The January 29 and February 4 Hearings

19. On January 29, 2026 Justice Kimmel granted an order extending the Stay Period to February 27, 2026.
20. On February 4, 2026 Justice Steele granted an order (the “**Distributions Order**”) authorizing the Monitor to make certain distributions (the “**Distributions**”) in accordance with the Proposed Distribution Methodology as described in the Monitor’s Fourth Report.
21. Arbat, Park Investors LLC and Svetlana Bortsova each participated in funding the Closing Payment (the “**Purchaser Group**”). Each of the Purchaser Group are also pre-CCAA unsecured creditors of Second Cup with Accepted Claims, as defined in the Claims Process Order, and are therefore entitled to distributions from the Closing Payment.
22. The Distributions Order included approval of a mechanism (the “**Set-Off Mechanism**”) whereby the amount of the Closing Payment would be reduced by the Purchaser Group’s *pro rata* entitlement to a Distribution on a dollar for dollar basis.

IV. RELIEF SOUGHT

A. Extension of Stay Period

23. The current Stay Period expires on February 25, 2026. Out of an abundance of caution, the Applicant is seeking an extension of the Stay Period up to and including March 31, 2026.

24. Arbat is continuing to work diligently with the Monitor towards an anticipated closing of the Transaction prior to February 27, 2026. However, Arbat has experienced a number of difficulties in transferring a portion of the Closing Payment to its counsel or to the Monitor. The Monitor is satisfied that Arbat has sufficient funds to pay the Closing Payment, as the majority of the Closing Payment has been received by Arbat's counsel and by the Monitor, and as Arbat has demonstrated that it has proof of funds. The final portion of the Closing Payment is expected to be received by the Monitor before the end of the Stay Period on February 27, 2026. However, out of an abundance of caution Arbat is seeking an extension of the Stay Period to provide sufficient time to close the Transaction.
25. The proposed extension of the Stay Period will permit the Monitor to complete the above activities.
26. The Company has, under the direction of the CRO, acted, and is continuing to act, in good faith and with due diligence throughout these CCAA Proceedings. I understand that the Monitor is supportive of the proposed extension of the Stay Period and do not believe that any of the Company's stakeholders will be prejudiced as a result.

V. FORM OF ORDER AND CONCLUSION

27. I swear this Affidavit in support of the Stay Extension Order substantially in the form contained at Tab “3” of the Motion Record, and for no other purpose.

AFFIRMED by Alexey Golubovich at the City of London, in the United Kingdom, before me at the City of Toronto, in the Province of Ontario, on February 20, 2026, in accordance with O. Reg. 431/20, Administering Oath or Declaration Remotely.

DocuSigned by:

Matthew Cressatti

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Commissioner for Taking Affidavits

MATTHEW CRESSATTI

Подписант:

Alexey Golubovich

3856BACE1F23499...

ALEXEY GOLUBOVICH

ARBAT CAPITAL GROUP LTD.
Applicant

and

THE SECOND CUP COFFEE COMPANY Court File No. CV-25-00743485-00CL
INC..
Respondent

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

Proceeding Commenced at Toronto

AFFIDAVIT OF ALEXEY GOLUBOVICH
(affirmed February 20, 2026)

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Lawyers for the Applicant

TAB 3

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE	)	WEDNESDAY, THE 25 TH
	)	
JUSTICE CAVANAGH	)	DAY OF FEBRUARY 2026

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

ORDER

THIS MOTION, made by the Applicant, Arbat Capital Group Ltd. ("**Arbat**"), pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "**CCAA**"), for an order, *inter alia*, (iix) extending the Stay Period, as defined in the fifth report of Grant Thornton Limited dated February 20, 2026 (the "**Fifth Report**") in its capacity as monitor of The Second Cup Coffee Company Inc. (in such capacity, the "**Monitor**"), up to and including March 31, 2026 was heard this day via Zoom videoconference.

ON READING the Affidavit of Alexey Golubovich, affirmed on February 20, 2026 (the "**Fourth Golubovich Affidavit**"), and the exhibits thereto, and the Fifth Report, and on hearing the submissions of counsel for Arbat, counsel for the Monitor, and counsel for such other parties listed on the participant information sheet, with no one else appearing for any other party although duly served as appears from the Affidavit of Service of Kim Sellers, sworn February 20, 2026, filed,

SERVICE

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

EXTENSION OF STAY PERIOD

2. **THIS COURT ORDERS** that the Stay Period be and is hereby extended from February 27, 2026 up to and including March 31, 2026 or such other date as this Court may order.

GENERAL

3. **THIS COURT ORDERS** that the Monitor is 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 of Canada.

4. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada, the United States, or any other jurisdiction, to give effect to this Order and to assist the Monitor and its 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 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 proceedings, or to assist the Applicant and the Monitor and its agents in carrying out the terms of this Order.

5. **THIS COURT ORDERS** that this Order is effective from the date that it is made and is enforceable without any need for entry and filing.

ARBAT CAPITAL GROUP LTD.
Applicant

and

THE SECOND CUP COFFEE COMPANY Court File No. CV-25-00743485-00CL
INC.
Respondent

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)**

Proceeding Commenced at Toronto

**ORDER
(STAY EXTENSION)**

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MOTION RECORD

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