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File: 14961-1068412

August 28, 2017

HAND DELIVERED

The Honourable Justice Glen G. McDougall
Supreme Court of Nova Scotia
The Law Courts
1815 Upper Water Street
Halifax NS B3J 1S7

My Lord:

**Re: Hefler Forest Products Limited
Motion for Discharge of Monitor and Taxation of Accounts
Sept. 8, 2017, at 11 a.m. – Hfx No. 453673**

Further to our court appearance scheduled before Your Lordship on Friday, September 8, 2017, at 11 a.m., enclosed is a copy of the following documents:

1. Notice of Motion dated August 28, 2017;
2. Monitor's Ninth Report dated August 28, 2017, which includes (a) and (b):
 - (a) Affidavit of Ross Landers dated August 28, 2017;
 - (b) Affidavit of D. Bruce Clarke, Q.C., dated August 28, 2017;
3. Draft Discharge Order; and
4. Cheque in the amount of \$66.00 to cover the filing fee in this matter.

All of which is respectfully submitted.

Yours very truly,

BURCHELLS LLP

D. Bruce Clarke, Q.C.

DBC/sm
Encls.

c: Parties on the Service List attached

1854975

SCHEDULE A – SERVICE LIST

Party	Address	Method of Service
Hefler Forest Products Limited	<p>Solicitor: Carl Holm, Q.C. Wickwire Holm cholm@wickwireholm.com</p> <p>Receiver: Ernst and Young Inc. George Kinsman george.c.kinsman@ca.ey.com</p>	<p>Email</p> <p>Email</p>
Royal Bank of Canada	<p>Gary Ivany Senior Manager Royal Bank of Canada 9th Floor – 20 King Street West Toronto ON M5H 1C4 gary.ivany@rbc.com</p> <p>Solicitor: Maurice Chiasson, Q.C. Stewart McKelvey mchiasson@stewartmckelvey.com</p>	<p>Email</p> <p>Email</p>
Business Development Bank of Canada	<p>c/o Matthew J. Golding Director Business Restructuring Business Development Bank of Canada Scotia Square, Cogswell Tower, Suite 1400 Halifax NS B3J 277 matthewj.golding@bdc.ca</p> <p>Solicitor: Tim Hill Boyne Clarke thill@boyneclarke.ca</p>	<p>Email</p> <p>Email</p>
3263403 Nova Scotia Limited	<p>c/o Floyd Gaetz, President 9 Rainmaker Drive Dartmouth NS B3B 0K8 floyd@amlnet.com</p>	<p>Email</p>
AML Communications Inc.	<p>c/o Floyd Gaetz, President 9 Rainmaker Drive Dartmouth NS B3B 0K8 floyd@amlnet.com</p>	<p>Email</p>

De Lage Landen Financial Services Canada Inc.	3450 Superior Court Unit 1 Oakville ON L6L 0C4	Courier
Bank of Nova Scotia	Solicitor: Stephen Kingston McInnes Cooper Email: Stephen.Kingston@mcinnescooper.com	Email
VFS Canada Inc.	3 rd Floor - 238 Wellington Street East Aurora ON L4G 1J5 Murielle.graff@vfsc.com	Email
CIT Financial Ltd.	5035 S Service Road Burlington ON L7L 6M9 Karen.Greatorex@lbccapital.ca	Email
Bank of Nova Scotia	Atlantica CAU 4 th Floor - 1465 Brenton Street Halifax NS B3J 3T4	Courier
Nova Scotia Power Inc.	1223 Lower Water Street Halifax NS B3J 3S8 Mark.everett@nspower.ca	Email
Molnar Welding Limited	Solicitor: Robert Carruthers Carruthers MacDonell & Robson office@carmaclaw.com	Email
Canada Revenue Agency	Ryan DeMerchant Resource Officer Revenue Collections Canada Revenue Agency Fax: 902-450-8564	Fax
Floyd Gaetz, Director	9 Rainmaker Drive Dartmouth NS B3B 0K8 floyd@amlnet.com	Email
Terry French, Director	125 Springwaters Place Valley Crossroads NS B6L 2V4 tfrench@eastlink.ca	Email and Courier
Graham Gaetz, Director	344 East Petpeswick Road Musquodoboit Harbour NS B0J 2L0 graham.gaetz@gmail.com	Email and Courier

Farhad Atbin, Director	71 Appaloosa Run Hammonds Plains NS B4B 0G2 farhad@atbinhomes.com	Email and Courier
David Barrett, Director	2 Maple Wood Court Beaverbank NS B4G 1B6 dfbarrett@eastlink.ca	Email and Courier
Atlantic Canada Opportunities Agency	Heather O'Gallagher Officer, Special Accounts Atlantic Canada Opportunities Agency PO Box 6051 Moncton NB E1C 9J8 Email: heather.ogallagher@canada.ca	Email

NOTE THIS CHEQUE CONTAINS SECURITY FEATURES. GET REVERSE SIDE OF CHEQUE TO VERIFY OUR CARBON COPY SECURITY FEATURES. VAN & LEFROY B33

BURCHELLS LLP

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Bank of Montreal
5151 George Street
Halifax, N.S. B3J 2M3

Barristers & Solicitors
1801 Hollis Street, Suite 1800
Halifax, NS B3J 3N4

0 8 2 5 2 0 1 7
DATE M M D D Y Y Y Y

THE SUM OF Sixty-Six & No/100 Dollars

\$66.00

PAY TO THE ORDER OF
Prothonotary

BURCHELLS LLP
GENERAL ACCOUNT

PER: _____

⑈000852318⑈ ⑆00093⑆001⑆ 1071⑈882⑈

PAYMENT DETAILS

BURCHELLS LLP

Cheque No. 85231
August 25, 2017
Amount \$66.00

Voucher	Date	Description	Amount
	08/25/2017	Filing of Motion Documents for Sept. 8, 2017 Appearance	\$66.00

FILE COPY

BURCHELLS LLP

Client 14961 Green Landers
Matter 1068412 Hefler Forest Products Limited
Lawyer Requested By: SZM
Pay to Prothonotary

Cheque No. 85231
August 25, 2017
Amount \$66.00

Voucher	Date	Description	Amount
	08/25/2017	Filing of Motion Documents for Sept. 8, 2017 Appearance	\$66.00

SUPREME COURT OF NOVA SCOTIA

IN THE MATTER OF: An Application by Hefler Forest Products Limited for relief under the *Companies' Creditors Arrangement Act*

NOTICE OF MOTION

To: Attached Service List at Schedule "A"

Motion

Green Landers Limited, the Monitor of Hefler Forest Products Limited, moves for an order:

- (a) approving the Monitor's activities as described in the Eighth and Ninth Reports of the Monitor;
- (b) approving the accounts of the Monitor and Monitor's counsel;
- (c) discharging Green Landers Limited as the Monitor of Hefler Forest Products Limited; and
- (d) distributing the balance of the Trust Funds to Royal Bank of Canada in accordance with paragraph 11 of the Distribution Order of this court issued May 9, 2017.

Time and Place

The motion is to be heard by the Honourable Justice Glen G. McDougall, in Chambers, on Friday, September 8, 2017 at 11:00 a.m. at the Law Courts, 1815 Upper Water Street, Halifax, Nova Scotia.

References

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

1. *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36.

Evidence

The following will be offered in support of this motion:

1. Eighth Report of Monitor dated April 24, 2017; and
2. Ninth Report of the Monitor dated August 28, 2017.

A copy of the evidence not already filed with the Court will be delivered to you prior to the hearing.

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 orders should be made. If you do not attend, the judge may grant orders without further notice to you.

Signature

Signed August 28, 2017.

A handwritten signature in black ink, appearing to read 'D. Bruce Clarke', is written over a horizontal line.

D. Bruce Clarke, Q.C.
Solicitor for the Monitor
Burchells LLP
1801-1800 Hollis Street
Halifax NS B3J 3N4

Tel: (902) 423-6361

Fax: (902) 420-9326

Email: bclarke@burchells.ca

SCHEDULE A – SERVICE LIST

Party	Address	Method of Service
Hefler Forest Products Limited	Solicitor: Carl Holm, Q.C. Wickwire Holm cholm@wickwireholm.com	Email
	Receiver: Ernst and Young Inc. George Kinsman george.c.kinsman@ca.ey.com	Email
Royal Bank of Canada	Gary Ivany Senior Manager Royal Bank of Canada 9 th Floor - 20 King Street West Toronto ON M5H 1C4 gary.ivany@rbc.com	Email
	Solicitor: Maurice Chiasson, Q.C. Stewart McKelvey mchiasson@stewartmckelvey.com	Email
Business Development Bank of Canada	c/o Matthew J. Golding Director Business Restructuring Business Development Bank of Canada Scotia Square, Cogswell Tower, Suite 1400 Halifax NS B3J 277 matthewj.golding@bdc.ca	Email
	Solicitor: Tim Hill Boyne Clarke thill@boyneclarke.ca	Email
3263403 Nova Scotia Limited	c/o Floyd Gaetz, President 9 Rainmaker Drive Dartmouth NS B3B 0K8 floyd@amlnet.com	Email
AML Communications Inc.	c/o Floyd Gaetz, President 9 Rainmaker Drive Dartmouth NS B3B 0K8 floyd@amlnet.com	Email

De Lage Landen Financial Services Canada Inc.	3450 Superior Court Unit 1 Oakville ON L6L 0C4	Courier
Bank of Nova Scotia	Solicitor: Stephen Kingston McInnes Cooper Email: Stephen.Kingston@mcinnescooper.com	Email
VFS Canada Inc.	3 rd Floor - 238 Wellington Street East Aurora ON L4G 1J5 Murielle.graff@vfsc.com	Email
CIT Financial Ltd.	5035 S Service Road Burlington ON L7L 6M9 Karen.Greatorex@lbccapital.ca	Email
Bank of Nova Scotia	Atlantica CAU 4 th Floor - 1465 Brenton Street Halifax NS B3J 3T4	Courier
Nova Scotia Power Inc.	1223 Lower Water Street Halifax NS B3J 3S8 Mark.everett@nspower.ca	Email
Molnar Welding Limited	Solicitor: Robert Carruthers Carruthers MacDonell & Robson office@carmaclaw.com	Email
Canada Revenue Agency	Ryan DeMerchant Resource Officer Revenue Collections Canada Revenue Agency Fax: 902-450-8564	Fax
Floyd Gaetz, Director	9 Rainmaker Drive Dartmouth NS B3B 0K8 floyd@amlnet.com	Email
Terry French, Director	125 Springwaters Place Valley Crossroads NS B6L 2V4 tfrench@eastlink.ca	Email and Courier
Graham Gaetz, Director	344 East Petpeswick Road Musquodoboit Harbour NS B0J 2L0 graham.gaetz@gmail.com	Email and Courier

Farhad Atbin, Director	71 Appaloosa Run Hammonds Plains NS B4B 0G2 farhad@atbinhomes.com	Email and Courier
David Barrett, Director	2 Maple Wood Court Beaverbank NS B4G 1B6 dfbarrett@eastlink.ca	Email and Courier
Atlantic Canada Opportunities Agency	Heather O'Gallagher Officer, Special Accounts Atlantic Canada Opportunities Agency PO Box 6051 Moncton NB E1C 9J8 Email: heather.ogallagher@canada.ca	Email

SUPREME COURT OF NOVA SCOTIA

IN THE MATTER OF: *The Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36 as amended

- and -

IN THE MATTER OF: A Plan of Compromise or Arrangement of Hefler Forest Products Limited

DISCHARGE ORDER

BEFORE THE HONOURABLE JUSTICE GLEN MCDOUGALL, IN CHAMBERS

UPON MOTION by Green Landers Limited ("Green Landers"), in its capacity as Monitor (the "**Monitor**") for Hefler Forest Products Limited (the "**Applicant**") for an Order approving the Monitor's actions, reports and fees, as well as the fees of its counsel, discharging the Monitor and terminating these CCAA proceedings;

UPON READING the Eighth Report of the Monitor dated April 24, 2017 (the "Eighth Report") and the Ninth Report of the Monitor dated August 28th, 2017 (the "**Ninth Report**"), the latter of which includes affidavits from Ross Landers and from D. Bruce Clarke, Q.C.;

AND UPON HEARING D. Bruce Clarke, Q.C., counsel for the Monitor, together with such other counsel as were present;

NOW UPON MOTION:

IT IS HEREBY ORDERED AND DIRECTED THAT:

1. Any capitalized terms not otherwise defined in this Order shall have the meanings ascribed to them in the Ninth Report.

APPROVAL OF ACTIVITIES

2. The actions of the Monitor as described in its Reports to the Court are hereby approved.

APPROVAL OF FEES AND DISBURSEMENTS

3. The fees and disbursements of the Monitor for the period from July 13, 2016 to August 24, 2017, inclusive, as set out in the Ninth Report, are hereby approved.
4. The fees and disbursements of the Monitor's counsel, Burchells LLP ("Burchells") for the period from July 26, 2016 to August 24, 2017, inclusive, as set out in the Ninth Report are hereby approved.
5. The estimated fees and disbursements of the Monitor and Monitor's counsel to complete their remaining duties and the administration of these CCAA Proceedings, as set out in the Ninth Report, are hereby approved.

DISCHARGE OF THE MONITOR

6. Green Landers is discharged as Monitor of the Applicant and shall have no further duties as Monitor, save and except as set out in paragraph 5 of the Ninth Report and paragraph 7 herein. Green Landers' discharge is effective immediately on the filing of a certificate with the Court (the "**Discharge Certificate**") certifying that:
 - (a) fees and disbursements of the Monitor and of its counsel have been paid in full; and
 - (b) any and all matters that may be incidental to the termination of these CCAA Proceedings or any other matters necessary to complete the CCAA Proceedings have been completed.
7. The Monitor has satisfied all of its obligations pursuant to the CCAA and these CCAA Proceedings and shall have no further obligations, liabilities, responsibilities or duties as Monitor, save and except as set out in paragraph 5 of the Ninth Report and paragraph 7 herein and the filing of the Discharge Certificate.
8. Notwithstanding the foregoing, the Monitor shall have the authority from and after the date of this Order to complete any matters that may be incidental to the termination of

these CCAA Proceedings or any other matters necessary to complete these CCAA Proceedings, including as set out in the Ninth Report and specifically including delivery of the balance of Hefler Trust Funds to Royal Bank of Canada as provided for in Section 11 of the Distribution Order of this Court dated May 9, 2017.

9. In addition to the rights and protections afforded the Monitor under the CCAA, and the Initial Order, the Monitor shall not be liable for any act or omission on the part of the Monitor, or any reliance thereon, including without limitation, with respect to any information disclosed, any act or omission pertaining to the discharge of duties or obligations in the CCAA Proceedings or this Order or as requested by the Applicant, save and except for any claim or liability arising out of any actionable negligence or misconduct on the part of the Monitor.
10. No action or other proceeding shall be commenced against the Monitor in any way arising from or related to its capacity or conduct as Monitor except with prior leave of this Court and on prior written notice to the Monitor.
11. Notwithstanding any provision of this Order, nothing contained in this Order shall affect, vary, derogate from or amend any of the protections in favour of the Monitor at law or pursuant to the Initial Order.

TERMINATION OF CCAA PROCEEDING

12. The Critical Supplier Charge and the Administrative Charge shall be and is hereby terminated, discharged and vacated in its entirety upon the Monitor's filing with this Court of the Discharge Certificate.
13. The CCAA Proceedings shall be and are hereby terminated upon the Monitor's filing with this Court of the Discharge Certificate.

DATED at Halifax, Nova Scotia, this _____ day of _____, 2017.

Deputy Prothonotary