

WILLIAM HARVEY JONES

B A R R I S T E R & S O L I C I T O R

Suite 2702 – 401 Bay Street | Toronto, Ontario | M5H 2Y4 V

TEL: (416) 596-8876 | FAX: (416) 596-0907 | EMAIL: WHJONES@WILLIAMJONES.CA

June 14, 2017

Chaitons LLP
Barristers & Solicitors
5000 Yonge Street, 10th. floor
Toronto Ontario
MM2N 7E9
Attention: Maya Poliak

And to the attached service list

Dear Sirs and Mesdames

RE: In the matter of the Notice of intention to Make a Proposal of Forte EPS Solutions Inc.

Please find attached hereto the following:

1. Order of Mr. Justice Hainey granted June 14, 2017; and
2. The endorsement of Mr Justice Hainey.

Yours very truly



William Harvey Jones

Department of Justice (Canada)
The Exchange Tower
130 King Street West, Suite 3400
P.O. Box: 36
Toronto, Ontario M5X 1K6
Email: diane.winters@justice.gc.ca

Ministry of Finance Legal Services Branch
Michael Starr Building
33 King Street West. 6th/ Floor
P.O. Box 627, Station A
Oshawa, Ontario L1H 8H5

Email: kevin.ohara@ontario.ca

Pacific High Tech Ltd
Care of Folger Rubinoff LLP
77 King Street West, Suite 3000
Toronto, Ontario M5K 1G8
Attention: W. Ross MacDougall

Email: rmacdougall@foglars.com

Travelers Leasing Ltd.
500-4180 Lougheed Highway
Burnaby, BC V 5C 6A7
Attention: Amanda Fisher and Brad Heinz

Email: AFisher@travelersfinancial.com and bheintz@travelersfinancial.com

First Source Mortgage Corporation
1 Valley Brook Drive, Suite 100
Tonto, Ontario
M3B 2S7

Care of Paliare Roland, Barristers
Attention Jeffrey Larry at 10:29 am June 6, 2017
Email: Jef.Larry@paliareroland.com

Western Ontario Mortgage Community Futures Development Corporation
330 West Street, Unit 10,
Brantford, Ontario
N3R 7V5
Attention: David Penton

Email: david@wocfdca.com

North Simcoe Community Futures Development Corporation
P.O. Box 8, 355 Cranston Crescent
Midland Ontario L4R 4K6

Email: admin@nscfdc.on.ca

2306732 Ontario Inc.
Care of Angelo Mancini
Barrister & Solicitor
505 -7050 Weston Road
Woodbridge, Ontario L4L 8G7

Email: acm@manciniassociates.com

**ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY**

THE HONOURABLE

Wednesday, THE 14th

JUSTICE

HAINES

DAY OF JUNE, 2017



**IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL
OF FORTE EPS SOLUTIONS INC., A CORPORATION WITH A HEAD OFFICE
IN THE TOWN OF MIDLAND IN THE PROVINCE OF ONTARIO**

ORDER

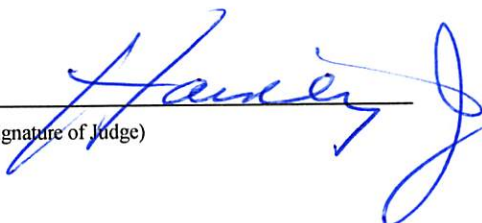
THIS MOTION, made by Forte EPS Solutions Inc. (the “Debtor”) was heard on this 14th day of June 2017 at 330 University Avenue, Toronto, Ontario.

ON READING the affidavit of John Cipressi sworn June 5, 2017 and filed, the first report of Albert Gelman Inc., in its capacity as a proposal trustee (the “Proposal Trustee”) dated June 9, 2017, (the “First Report”) and on hearing submissions by counsel for the Debtor and counsel for the Proposal Trustee, and all others present, no others appearing although duly served as evidenced by the affidavit of William Harvey Jones, sworn June 6, 2017, and filed.

1. **THIS COURT ORDERS** that, if necessary, the time for service 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 thereof.
2. **THIS COURT ORDERS** that the First Report and the activities of the Proposal Trustee and its counsel be and are hereby approved.
3. **THIS COURT AUTHORIZES AND APPROVES** a charge over the property, assets and undertaking of the Debtor (the “Property”), in the maximum amount of \$100,000

which shall be held as security for the fees and disbursements of the Proposal Trustee and its counsel and counsel for the Debtor, regardless of whether said fees and disbursements were incurred before or after the making of this Order in respect of these proceedings (the "Proposal Trustee's Charge"), and the Proposal Trustee's Charge shall form a first charge over the Property in priority to all security interests, trusts, liens, charges, and encumbrances, statutory or otherwise, in favour of any person, with the exception of the security interest granted by the Debtor in favour of Business Development Bank of Canada ("**BDC**") in and over the Property as security for the loan facilities made available by BDC to the Debtor (the "**BDC Security**"). For greater clarity, the Proposal Trustee's Charge shall be subordinate to the BDC Security.

4. **THIS COURT ORDERS** that nothing in this Order shall affect the rights of BDC or obligations owing to BDC under the BDC Security including, without limitation, the enforcement rights thereunder.
5. **THIS COURT ORDERS** that the time for the Debtor to file its proposal to its creditors be and the same is hereby extended to August 2, 2017.



(Signature of Judge)

ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO:

JUN 14 2017

PER / PAR:



IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF FORTE EPS INC.

(Short title of proceeding)

Court file no. 31-2253654
Estate File no. 31-2253654

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL DIVISION

ORDER

William Harvey Jones
Barrister and Solicitor
Suite 2702 – 401 Bay Street
Toronto, Ontario
M5H 2Y4
LSUC # 38733J

(416) 596-8876
Fax: (416) 596-0907

Solicitor for the Debtor

IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF
FORTE EPS SOLUTIONS INC.

June 14, 2017

(Short title of proceeding)

June 14, 2017

Court file no. 31-2253654
Estate File no. 31-2253654

ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY

I am satisfied that this motion should be granted on the terms of the attached Order.

Motion Record

The order is without prejudice to the parties' rights to return to court and request that the Court change its previous order in respect of the appointment of the Trustee's Finance Lease. *Harris*

William Harvey Jones
Barrister and Solicitor
2702-401 Bay Street,
Toronto, Ontario
M4V 3A1
LSUC # 38735
S. Harris

(416) 596-8876
Fax: (416) 596-0907

Lawyer for the DEBTOR/APPLICANT

