

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

**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 INTERTAN CANADA LTD.
AND TOURMALET CORPORATION**

APPLICANTS

**NOTICE OF MOTION
(returnable September 25, 2012)**

Alvarez & Marsal Canada ULC, in its capacity as Monitor (the "Monitor") of InterTAN Canada Ltd. ("InterTAN") and Tourmalet Corporation (collectively, the "Applicants"), appointed by Order of this Honourable Court dated November 10, 2008, as subsequently amended and restated on December 5, 2008 (the "Initial Order"), will make a motion before the Court on Tuesday, September 25, 2012, at 10:00 a.m., or as soon after that time as the motion can be heard, at 330 University Avenue, Toronto, Ontario,

PROPOSED METHOD OF HEARING: The motion is to be heard orally.

THE MOTION IS FOR:

1. An Order abridging the time for service and filing of the Notice of Motion, Motion Record and the Nineteenth Report of the Monitor (the "Nineteenth Report"), if necessary;
2. An Order approving the Nineteenth Report of the Monitor and the actions and activities of the Monitor described therein;
3. An Order extending the Stay Period, as defined in the Order of this Honourable Court dated November 10, 2008, as subsequently amended and restated on December 5, 2008, and as subsequently extended by Orders of this Honourable Court, until June 28, 2013;

4. An Order approving the fees and disbursements of the Monitor and its Canadian legal counsel, Goodmans LLP, as described in the Nineteenth Report; and
5. Such further and other relief as to this Honourable Court seems just.

THE GROUNDS FOR THE MOTION ARE:

1. The Stay Period currently expires on September 28, 2012 and the Monitor is proposing that the Stay Period be extended to June 28, 2013.
2. The Monitor has substantially completed the administration of the claims process. However, the Monitor is still waiting to receive outstanding income tax returns from the Ontario and federal governments and there are remaining issues with respect to the potential French tax liability, which will take significant time to address.
3. The Monitor believes that the Applicants have been and continue to act in good faith and with due diligence in these CCAA Proceedings. The extension as sought is necessary in order to complete the final stages of the claims process, which will then permit the remaining Proposed Transactions to be completed, including the distribution of the monies held by the Monitor to the remaining creditors and shareholder of InterTAN.
4. Pursuant to paragraph 33 of the Initial Order, the Monitor and its legal counsel are required to pass their accounts from time to time before a judge of the Commercial List of the Ontario Superior Court of Justice.
5. The Nineteenth Report contains details of the Monitor's actions, activities, and fees and disbursements, as well as the fees and disbursements of its counsel.
6. Section 11 of the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended.
7. Rule 37 of the *Rules of Civil Procedure*.
8. Such further and other grounds as counsel may advise and this Honourable Court permits.

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

1. The Nineteenth Report of the Monitor;
2. The Affidavit of L. Joseph Latham;
3. The Affidavit of Douglas R. McIntosh; and
4. Such further and other materials as counsel may advise and this Honourable Court may permit.

September 18, 2012

GOODMANS LLP
Barristers & Solicitors
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Lawyers for the Monitor

TO: ATTACHED SERVICE LIST

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Proceeding commenced at Toronto

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