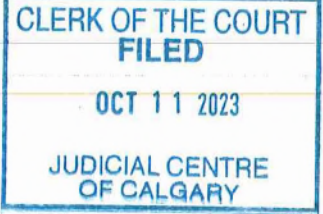


Clerk's Stamp:



COURT FILE NUMBER 2301-07385

COURT COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

IN THE MATTER OF THE COMPANIES' CREDITORS
ARRANGEMENT ACT, RSC 1985, c C-36, as amended

AND IN THE MATTER OF CYXTERA TECHNOLOGIES, INC.,
CYXTERA CANADA, LLC, CYXTERA COMMUNICATIONS
CANADA, ULC and CYXTERA CANADA TRS, ULC

APPLICANTS CYXTERA TECHNOLOGIES, INC., CYXTERA CANADA, LLC,
CYXTERA COMMUNICATIONS CANADA, ULC and CYXTERA
CANADA TRS, ULC

DOCUMENT AFFIDAVIT OF SERVICE

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY
FILING THIS DOCUMENT Gowing WLG (Canada) LLP
1600, 421 – 7th Avenue SW
Calgary, AB T2P 4K9
Attention: Tom Cumming / Sam Gabor / Stephen Kroeger
Telephone: (403) 298-1938 / (403) 298-1946 / (403) 298-1910
File No. A171290

AFFIDAVIT OF SERVICE OF SAMAH ZEINEDDINE
SWORN ON OCTOBER 11, 2023

I, SAMAH ZEINEDDINE of the City of Calgary, in the Province of Alberta, **MAKE OATH AND SWEAR THAT:**

1. I am a legal assistant employed by Gowing WLG (Canada) LLP ("**Gowing**"), counsel for the applicants, Cyxtera Technologies, Inc., Cyxtera Canada, LLC, Cyxtera Communications Canada, ULC, and Cyxtera Canada TRS, ULC (the "**Applicants**") and, as such, have personal knowledge of the matters hereinafter deposed to, except where stated to be based on information and belief, in which case I believe the same to be true.
2. I am 18 years of age or older.
3. Attached hereto and marked as **Exhibit "A"** is a copy of Gowing's service list for the above-noted action (the "**Service List**").
4. On October 5, 2023 I served, via TitanFile e-mail channel, filed copies of the following documents on the parties with email addresses listed on the Service List, to their respective e-mail addresses (collectively, the "**Service List E-mail Parties**):

a) the Notice of Application filed October 5, 2023 and returnable October 11, 2023 at 2:00 p.m., with Webex instructions to attend and our draft form of order attached as Appendix "A" and Schedule "A" respectively (the "**Application**"); and

b) the Affidavit of Eric Koza #5 sworn and filed October 5, 2023 (the "**Affidavit**").

5. I am advised by Stephen Kroeger, Associate at Gowling, and do verily believe that on October 6, 2023, he served the Service List E-mail Parties via Titanfile the unfiled Brief of Law re Fifth Cash Management Order and Cash Transfer (the "**Brief**") and the corresponding Book of Authorities (the "**Book of Authorities**").
6. On October 10, 2023 I served the Service List Email Parties via Titanfile the proof of filing for the Brief and Book of Authorities.
7. Attached hereto and marked as **Exhibit "B"** is a copy of TitanFile channel sent to the Service List Email Parties, serving the Application, Affidavit, Brief and Book of Authorities.
8. I am advised by Stephen Kroeger, Associate at Gowling, and do verily believe, that on October 10, 2023 he served, by email correspondence, the Application, Affidavit, Brief, and Book of Authorities on ArentFox Schiff LLP to the attention of Matthew Bentley. Attached hereto and marked as **Exhibit "C"** is a copy of the October 10, 2023 email from Mr. Kroeger to ArentFox Schiff LLP.
9. I am advised by Mr. Kroeger, and do verily believe that on October 10, 2023 he served, by email correspondence the Application, Affidavit, Brief, and Book of Authorities on the Ministry of The Attorney General (Ontario) (the "**Attorney General**") to its e-mail address listed on the Service List. Attached hereto and marked as **Exhibit "D"** is a copy of the email from Mr. Kroeger to the Attorney General.
10. Attached hereto and marked as **Exhibit "E"** is a copy of the service letter to the service list registered mail recipients.
11. On October 10, 2023 I served, via Canada Post registered mail the Application, Affidavit, Brief, and Book of Authorities on the following parties on the service list:
 - a) Hewlett-Packard Financial Services Canada Company to their mailing address, 5150 Spectrum Way Mississauga, ON L4W 5G1;
 - b) Canada Revenue Agency (Ontario) – Sudbury Tax Centre to its mailing address of Post Office Box 20000, Station A, Sudbury, ON P3A 5C1;
 - c) Canada Revenue Agency (Quebec), to their mailing address, Post Office Box 20000, Station A, Sudbury, ON P3A 5C1;
 - d) Canada Revenue Agency Shawinigan – Sud National Verification and Collections Centre to their mailing address, 4695 Shawinigan-Sud Boulevard, Shawinigan, QC G9P 5H9; and
 - e) Canada Revenue Agency, Surrey National Verification and Collections Centre to their mailing address, 9755 King George Boulevard, Surrey, BC V3T 5E1.

(collectively, the "**Service List Registered Mail Parties**").

12. Due to size restrictions only the bodies of the documents listed in the service letter were provided when serving the Service List Registered Mail Parties. In the Service Letter Mr. Kroeger informed the Service

List Registered Mail Parties that they were to contact him or me, for full copies of the application materials.

13. Attached hereto and marked as **Exhibit "F"** is a copy of the Canada Post registered mail receipt for the registered mail enclosing the filed October 11, 2023 Court Materials served on the Service List Registered Mail Parties.
14. On October 10, 2023, I served the Canada Revenue Agency via fax to their fax number 855-276-1529 with the filed October 11, 2023 Court Materials. Attached hereto and marked as **Exhibit "G"** is a copy of the successful fax transmission.

SWORN BEFORE ME on October 11, 2023 at the
City of Calgary, in the Province of Alberta



A Commissioner for Oaths in and for the Province
of Alberta

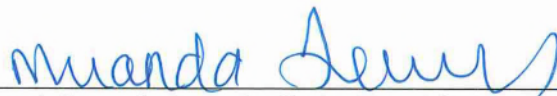


SAMAH ZEINEDDINE

LINDA A-Y CHAN

A Commissioner for Oaths in and for Alberta
My Commission Expires on March 24, 2025

This is **Exhibit "A"** referred to in the Affidavit of
Samah Zeineddine sworn before me this October 11, 2023



A Commissioner for Oaths in and for the Province of Alberta

MIRANDA LEE FEININGER
A Commissioner for Oaths
In and for Alberta
My Commission Expires Oct. 30, 2023

COURT FILE NO.: 2301-07385

COURT COURT OF KING'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PROCEEDINGS IN THE MATTER OF THE COMPANIES' CREDITORS
ARRANGEMENT ACT, RSC 1985, c C-36, as amended

AND IN THE MATTER OF CYXTERA
TECHNOLOGIES, INC., CYXTERA CANADA, LLC,
CYXTERA COMMUNICATIONS CANADA, ULC and
CYXTERA CANADA TRS, ULC

APPLICANTS CYXTERA TECHNOLOGIES, INC., CYXTERA
CANADA, LLC, CYXTERA COMMUNICATIONS
CANADA, ULC and CYXTERA CANADA TRS, ULC

GOWLING WLG (CANADA) LLP
MATTER NO. **Gowling WLG (Canada) LLP**
1600, 421 – 7th Avenue SW
Calgary, AB T2P 4K9
Attn: **Tom Cumming/Sam Gabor/Stephen Kroeger**

Phone: 403 298 1938/ 403 298 1946 / 403 298 1018
File No.: A171290

DOCUMENT: **SERVICE LIST - Last Updated October 6, 2023**

PARTY	RELATIONSHIP
Gowling WLG (Canada) LLP 1600, 421 7 th Avenue SW Calgary, AB T2P 4K9 Attention: Tom Cumming Phone: 403-298-1938 E-mail: tom.cumming@gowlingwlg.com Attention: Sam Gabor Phone: 403-298-1946 E-mail: sam.gabor@gowlingwlg.com	Canadian Counsel for Applicants

PARTY	RELATIONSHIP
Attention: Stephen Kroeger Phone: 403-298-1018 E-mail: stephen.kroeger@gowlingwlg.com	
KIRKLAND & ELLIS LLP KIRKLAND & ELLIS INTERNATIONAL LLP 601 Lexington Avenue New York, New York 10022 Telephone: (212) 446-4800 Facsimile: (212) 446-4900 Attention: Christopher Marcus, P.C. (pro hac vice pending) E-mail: christopher.marcus@kirkland.com Attention: Derek I. Hunter (pro hac vice pending) E-mail: derek.hunter@kirkland.com Attention: Oliver Pare E-mail: oliver.pare@kirkland.com	USA Counsel for the Applicants
COLE SCHOTZ P.C. Court Plaza North, 25 Main Street Hackensack, New Jersey 07601 Telephone: (201) 489-3000 Attention: Michael D. Sirota, Esq. E-mail: msirota@coleschotz.com Attention: Warren A. Usatine, Esq. E-mail: wusatine@coleschotz.com Attention: Felice R. Yudkin, Esq. E-mail: fyudkin@coleschotz.com	USA Co-Counsel for the Applicants
Goodmans LLP Bay Adelaide Centre – West Tower 333 Bay Street, Suite 3400 Toronto, ON M5H 2S7 Attention: Joe Pasquariello Phone: 416-597-4216 E-mail: jpasquariello@goodmans.ca Attention: Kyle Gerow Phone: 416-849-6934 E-mail: kgerow@goodmans.ca Attention: Brennan Caldwell Phone: 916-849-6986 Email: bcaldwell@goodmans.ca	Canadian Counsel the DIP Lenders

PARTY	RELATIONSHIP
Gibson, Dunn & Crutcher LLP 200 Park Avenue New York, NY 10166-0193 Attention: Scott Greenburg Phone: 212-351-5298 Fax: 212-716-0798 E-mail: sgreenberg@gibsondunn.com	USA Counsel to the DIP Lenders
Wilmington Savings Fund Society, FSB 500 Delaware Ave Wilmington, DE USA 19801 Attention: Pat Healy E-mail: phealy@wsfsbank.com Attention: Brenda Acuna E-mail: bacuna@wsfsbank.com	Administrative Agent for the DIP Lenders
ArentFox Schiff LLP 1301 Avenue of the Americas New York, NY 10019 Attention: Jeffrey Gleit E-mail: Jeffrey.Gleit@afslaw.com Attention: Matthew Bentley E-mail: matthew.bentley@afslaw.com <i>*Must be served directly</i>	Counsel to Wilmington Savings Fund Society, FSB
Davis Polk & Wardwell LLP 450 Lexington Avenue New York, NY 10017 Attention: Kenneth J. Steinberg Phone: 212-450 4566 E-mail: kenneth.steinberg@davispolk.com	Counsel to the Administrative Agent

PARTY	RELATIONSHIP
Alvarez & Marsal Canada Inc. Bow Valley Square 4 Suite 1110, 250 6th Avenue SW Calgary, AB T2P 3H7 Attention: Orest Konowalchuk Phone: 403-538-4736 E-mail: okonowalchuk@alvarezandmarsal.com Attention: Cassie Riglin Phone: 403-538 7519 E-mail: criglin@alvarezandmarsal.com Attention : Duncan MacRae, CPA, CA, CIRP, LIT Direct: +1 403 538 7514 E-mail: dmacrae@alvarezandmarsal.com	Information Officer
McMillan LLP TD Canada Trust Tower, Suite 1700 421 7th Avenue SW Calgary, AB T2P 4K9 Attention: Adam Maerov Phone: 403-215-2752 E-mail: adam.maerov@mcmillan.ca Attention – Preet Saini Phone - 403.531.4716 Email - Preet.Saini@mcmillan.ca	Counsel for the Information Officer
AlixPartners, LLP 909 Third Avenue 30th Floor New York, NY 10022 Attention: Eric S. Koza Phone: 212-561-4152 E-mail: ekoza@alixpartners.com Attention - Richard Robbins Email - rrobbins@alixpartners.com	Restructuring Advisor to Applicants
Guggenheim Partners 330 Madison Avenue New York, NY 10017 Attention: Ronen Bojmel, Senior Managing Director - Investment Banking Phone: 212-377-4085 E-mail: ronen.bojmel@guggenheimpartners.com	Financial Advisor to Applicants

PARTY	RELATIONSHIP
Citibank, N.A. Phone: 1615 Brett Road, Building III New Castle, DE 19720 Attention: Loan Administration Phone: 212-994-0847 E-mail: GLOriginOps@citigroup.com	Administrative Agent for First Lien Facility Lenders
Norton Rose Fulbright Canada LLP 222 Bay Street, Suite 3000, P.O. Box 53 Toronto, ON M5K 1E7 Attention: Noah Schein E-mail: noah.schein@nortonrosefulbright.com Attention: Arnold Cohen Email: arnold.cohen@nortonrosefulbright.com Attention: Evan Cobb Email: evan.cobb@nortonrosefulbright.com	Canadian Counsel to Citibank, N.A.
Davis Polk & Wardwell LLP 450 Lexington Avenue New York, NY 10017 Attention: Angela M. Libby Phone: 212-450-4433 E-mail: angela.libby@davispolk.com Attention: David Kratzer Phone: 212-450-4214 E-mail: david.kratzer@davispolk.com	USA Counsel to Citibank, N.A.
Norton Rose Fulbright Canada 400 3rd Avenue SW, Suite 3700 Calgary, AB T2P 4H2 Attention: Aaron Stephenson Phone: 403-267-8290 E-mail: aaron.stephenson@nortonrosefulbright.com	USA Counsel to Citibank, N.A.
Houlihan Lokey, Inc. 10250 Constellation Boulevard, 5th Floor Los Angeles, CA 90067 Attention: Saul E. Burian, Managing Director Phone: 212-497-4245 E-mail: SBurian@HL.com	Investment Banker to Citibank, N.A.

PARTY	RELATIONSHIP
Davis Polk & Wardwell LLP 450 Lexington Avenue New York, NY 10017 Attention: Kenneth J. Steinberg Phone: 212-450 4566 E-mail: kenneth.steinberg@davispolk.com	Landlord for YYZ01 Property
Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation 2323 Bryan Street, Suite 2200 Dallas, TX 75201 Attention: Noah K. Hansford Fax: 214-969-4999 E-mail: hansford@sbep-law.com	Counsel to Digital Realty Trust, L.P.
Neamsby Investments Inc. 7501 Keele Street, Suite 100 Concord, ON L4K 1Y2 Attention: Wayne Chan E-mail: wchan@remingtongroupinc.com Fax: 905-326-7331	Landlord for the YYZ02 Property
Tidan Inc. 666 Sherbrooke st. West Suite 2300 Montréal, QC H3A 1E7 Attention: Legal Phone: 514-845-6393 Fax: 514-845-8640 E-mail: legal@tidan.com	Landlord for the YUL01 Property
Lawson Lundell LLP Suite 1100 Brookfield Place 225-6th Avenue S.W. Calgary, Alberta T2P 1N2 Attention: Alexis Teasdale Phone: 403-218-7564 E-mail: ateasdale@lawsonlundell.com	Counsel to Polaris Realty (Canada) Limited
Compagnie de services Financiers Hewlett – Packard Canada 5150 Spectrum Way Mississauga, ON L4W 5G1 Attention: Legal E-mail: hpfscustomerservice@hpe.com	Personal Property Registrant against Cyxtera Communications Canada Inc.

PARTY	RELATIONSHIP
Hewlett-Packard financial services Canada Company 5150 Spectrum Way Mississauga, ON L4W 5G1	Personal Property Registrant against Cyxtera Communications Canada Inc.
Liberty Commercial Finance 18302 Irvine Blvd., Suite 300 Tustin, CA 92780 Attention: Legal E-mail: hello@wingspirecapital.com	Personal Property Registrant against Cyxtera Communications Canada Inc.
Ontario Ministry Of Finance 33 King St West, 6 th Floor Oshawa, ON L1H 8H5 Attention: Insolvency Unit Phone: 1-866-668-8297 E-mail: insolvency.unit@ontario.ca	
Attorney General of Canada Department of Justice Ontario Regional Officer, Tax Law Section 120 Adelaide Street West, Suite 400 Toronto, ON M5H 1T1 Attention: Diane Winters Phone: 647-256-7459 Fax: 416-973-0810 E-mail: diane.winters@justice.gc.ca	
Ministry of The Attorney General (Ontario) McMurtry-Scott Building 720 Bay Street, 11 th Floor Toronto, ON M7A 2S9 Attention: Caroline Mulroney, Attorney General Phone: 416-326-2220 Fax: 416-326-4007 E-mail: attorneygeneral@ontario.ca <u>*Must be served directly – Reference #M-2023-4969</u>	

PARTY	RELATIONSHIP
Ministry of Justice and Solicitor General Legal Services 2 nd Floor, Peace Hills Trust Tower 10011 – 109 Street Edmonton, AB T5J 3S8 Attention: Legal Services Phone: 780-427-2711 Fax: 780-427-2789 E-mail: ministryofjustice@gov.ab.ca	
City of Vancouver Legal Services 453 West 12 th Avenue Vancouver, BC V5Y 1V4 E-mail: law.bankruptcy@vancouver.ca	
Canada Revenue Agency (Ontario) Sudbury Tax Centre Post Office Box 20000, Station A Sudbury, ON P3A 5C1 Fax: 705-671-3994 Fax: 855-276-1529	
Canada Revenue Agency (Quebec) Sudbury Tax Centre Post Office Box 20000, Station A Sudbury, ON P3A 5C1 Fax: 705-671-3994 Fax: 855-276-1529	
Canada Revenue Agency Shawinigan – Sud National Verification and Collections Centre 4695 Shawinigan-Sud Boulevard Shawinigan, QC G9P 5H9 Phone: 866-248-1576	Insolvency Intake Centre
Canada Revenue Agency Surrey National Verification and Collections Centre 9755 King George Boulevard Surrey, BC V3T 5E1 Phone: 866-891-7403	Insolvency Intake Centre

tom.cumming@gowlingwlg.com; sam.gabor@gowlingwlg.com; stephen.kroeger@gowlingwlg.com;
christopher.marcus@kirkland.com; derek.hunter@kirkland.com; oliver.pare@kirkland.com;
msirota@coleschotz.com; wusatine@coleschotz.com; fyudkin@coleschotz.com; jpasquariello@goodmans.ca;
kgerow@goodmans.ca; bcaldwell@goodmans.ca; sgreenberg@gibsondunn.com; phealy@wsfsbank.com;
bacuna@wsfsbank.com; Jeffrey.Gleit@afslaw.com; matthew.bentley@afslaw.com;
kenneth.steinberg@davispolk.com; okonowalchuk@alvarezandmarsal.com; criglin@alvarezandmarsal.com;
dmacrae@alvarezandmarsal.com; adam.maerov@mcmillan.ca; Preet.Saini@mcmillan.ca;
ekoza@alixpartners.com; rrobbins@alixpartners.com; ronen.bojmel@guggenheimpartners.com;
GLOriginationOps@citigroup.com; noah.schein@nortonrosefulbright.com;
arnold.cohen@nortonrosefulbright.com; evan.cobb@nortonrosefulbright.com; angela.libby@davispolk.com;
david.kratzer@davispolk.com; aaron.stephenson@nortonrosefulbright.com; SBurian@HL.com;
kenneth.steinberg@davispolk.com; hansford@sbep-law.com; wchan@remingtongroupinc.com;
legal@tidan.com; ateasdale@lawsonlundell.com; hpfscustomerservice@hpe.com; hello@wingspirecapital.com;
insolvency.unit@ontario.ca; diane.winters@justice.gc.ca; attorneygeneral@ontario.ca;
ministryofjustice@gov.ab.ca; law.bankruptcy@vancouver.ca;

This is **Exhibit "B"** referred to in the Affidavit of
Samah Zeineddine sworn before me this October 11, 2023



A Commissioner for Oaths in and for the Province of Alberta

MIRANDA LEE FEININGER
A Commissioner for Oaths
In and for Alberta
My Commission Expires Oct. 30, 2023

Add Samah Adam attorne... Aaron Insolv... christo... derek... Jeffrey... hansfo... Legal... Noah... Arnold... sgreen... kennet... GLori... Sam r

Conversation Files Contacts History Options

Samah Zeineddine

SZ

Normal Normal Arial B I U G Ix A " | : | : | Send notification

Continue the discussion or add a file

Send

Attach Files

Attach Folder

Samah Zeineddine

12:41 pm X

SZ

Hello,

Further to the below, please find attached the proof of filing.

Thank you.

2023 10 06 Book of Authorities [filed 2023 10 10].pdf (1.16 MB)

Brief of Law re Fifth Cash Management Order and Cash Transfer Order [filed 2023 10 10].pdf (699 KB)

Stephen Kroeger

October 6, 2023 4:44 pm X

SK

Good afternoon,

Please find enclosed for service upon you the unfiled Brief of Law of the Foreign Representative and Book of Authorities. Proof of filing will be provided in due course.

Happy Canadian Thanksgiving!

Stephen

2023 10 06 Book of Authorities(58789526.1).pdf (3.48 MB)

Brief of Law re Fifth Cash Management Order and Cash Transfer Order(58789540.1).pdf (278 KB)

Samah Zeineddine

via Secure Send October 5, 2023 4:04 pm X

SZ

Hello,

Please find enclosed for service upon you the Application scheduled to be heard October 11, 2023 and the Affidavit of Eric Koza, both filed October 5, 2023.

Best regards,

Samah Zeineddine

Legal Administrative Assistant

T +1 403 298 1069

samah.zeineddine@gowlingwlg.com

Assistant To: Dylan Esch

T +1 403 298 1094

dylan.esch@gowlingwlg.com

Assistant To: Stephen Kroeger

T +1 403 298 1018

stephen.kroeger@gowlingwlg.com

Gowling WLG (Canada) LLP

Suite 1600, 421 7th Avenue SW

Calgary AB T2P 4K9

Canada

gowlingwlg.com

| 1,400+ legal professionals | 19 offices worldwideGowling WLG

2023 10 05 - Affidavit of Eric Koza - Application to Recognize Fifth Day Order [filed 2023 10 05](58771495.1).pdf (3.83 MB)

2023 10 05 - Notice of Application - Returnable [filed 2023 10 05](58773185.1).pdf (96 KB)

This is **Exhibit "C"** referred to in the Affidavit of
Samah Zeineddine sworn before me this October 11, 2023



A Commissioner for Oaths in and for the Province of Alberta

MIRANDA LEE FEININGER
A Commissioner for Oaths
In and for Alberta
My Commission Expires Oct. 30, 2023

Zeineddine, Samah

From: Kroeger, Stephen
Sent: October 10, 2023 8:24 AM
To: 'Bentley, Matthew R.'
Cc: 'Gleit, Jeffrey R.'; Delure, Kristy; Zeineddine, Samah
Subject: RE: In the Matter of Cyxtera Technologies, Inc. et. al.
Attachments: 2023 10 05 - Affidavit of Eric Koza - Application to Recognize Fifth Day Order [filed 2023 10 05](58771495.1).pdf; 2023 10 05 - Notice of Application - Returnable [filed 2023 10 05](58773185.1).pdf; Brief of Law re Fifth Cash Management Order and Cash Transfer Order(58789540.1).pdf; 2023 10 06 Book of Authorities(58789526.1).pdf

Good morning Matthew,

Please see the attached documents for service upon you.

Thank you,

Stephen Kroeger
Associate

T +1 403 298 1018
stephen.kroeger@gowlingwlg.com

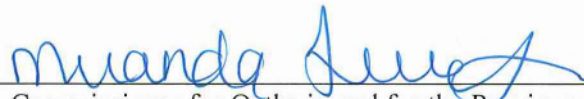


From: Kroeger, Stephen
Sent: July 13, 2023 10:21 AM
To: Bentley, Matthew R. <matthew.bentley@afslaw.com>
Cc: Gleit, Jeffrey R. <jeffrey.gleit@afslaw.com>; Delure, Kristy <Kristy.Delure@ca.gowlingwlg.com>; Zeineddine, Samah <Samah.Zeineddine@ca.gowlingwlg.com>
Subject: RE: In the Matter of Cyxtera Technologies, Inc. et. al.

Good Morning Matthew,

Attached are the following documents served on the service list via titanfile:

This is **Exhibit "D"** referred to in the Affidavit of
Samah Zeineddine sworn before me this October 11, 2023



A Commissioner for Oaths in and for the Province of Alberta

MIRANDA LEE FEININGER
A Commissioner for Oaths
In and for Alberta
My Commission Expires Oct. 30, 2023

Zeineddine, Samah

From: Kroeger, Stephen
Sent: October 10, 2023 8:27 AM
To: 'Ministry of the Attorney General'
Cc: Delure, Kristy; Zeineddine, Samah
Subject: RE: Ministry of the Attorney General response - M-2023-4969
Attachments: Brief of Law re Fifth Cash Management Order and Cash Transfer Order(58789540.1).pdf; 2023 10 05 - Notice of Application - Returnable [filed 2023 10 05](58773185.1).pdf; 2023 10 05 - Affidavit of Eric Koza - Application to Recognize Fifth Day Order [filed 2023 10 05](58771495.1).pdf; 2023 10 06 Book of Authorities(58789526.1).pdf

Good morning,

Please see the attached application, affidavit, brief of law and book of authorities for service upon you.

Thank you,

Stephen Kroeger
Associate

T +1 403 298 1018
stephen.kroeger@gowlingwlg.com



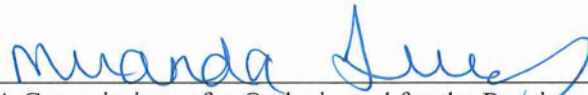
From: Kroeger, Stephen
Sent: September 5, 2023 5:13 PM
To: 'Ministry of the Attorney General' <attorneygeneral@ontario.ca>
Cc: Delure, Kristy <Kristy.Delure@ca.gowlingwlg.com>
Subject: FW: Ministry of the Attorney General response - M-2023-4969

Good afternoon,

Please see the attached. I am advised that the trailing email did not go through so please confirm receipt.

Thank you,

This is **Exhibit "E"** referred to in the Affidavit of
Samah Zeineddine sworn before me this October 11, 2023



A Commissioner for Oaths in and for the Province of Alberta

MIRANDA LEE FEININGER

A Commissioner for Oaths

In and for Alberta

My Commission Expires Oct. 30, 2023



October 10, 2023

Via Registered Mail

Service List (Attached)

Stephen Kroeger
Direct +1 403 298 1018
stephen.kroeger@gowlingwlg.com
File no. A171290

Dear Sir/Mesdames:

**Re: In the Matter of Cyxtera Technologies, Inc. et al.
Application before the Honourable Justice D.B. Nixon
Wednesday, October 11, 2023 at 2:00 p.m. (MST) via Webex**

Further to the above noted matter, please find enclosed for service upon you the following filed documents:

1. Notice of Application returnable October 11, 2023 at 2:00 p.m. with Webex instructions to attend and our draft order attached as Appendix "A" and Schedule "A" respectively;
2. Affidavit of Eric Koza #5 sworn on October 5, 2023 and filed October 5, 2023;
3. Brief of Law of the Foreign Representative filed October 10, 2023; and
4. Book of Authorities to the Brief of Law of the Foreign Representative filed October 10, 2023.

Please note that due to size restrictions, we are providing only the body for the documents listed in paragraphs 2 and 4 in the above noted documents to those parties being served by registered mail. In order to access full copies of the above, please contact Samah Zeineddine at samah.zeineddine@gowlingwlg.com or the undersigned to request access to our Titanfile Link.

Please also contact our office if your email address has not previously been provided to us for service so that we can serve you via email.

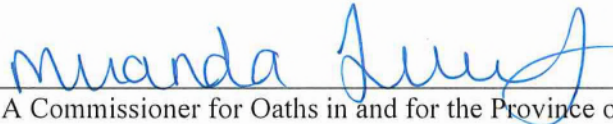
We trust that you will find the enclosed to be in order; however, should you have any questions or concerns please do not hesitate to contact me.

Sincerely,

Gowling WLG (Canada) LLP

Stephen Kroeger
SK:kld

This is **Exhibit "F"** referred to in the Affidavit of
Samah Zeineddine sworn before me this October 11, 2023



A Commissioner for Oaths in and for the Province of Alberta

MIRANDA LEE FEININGER
A Commissioner for Oaths
In and for Alberta
My Commission Expires Oct. 30, 2023

Canada Post Registered Mail Receipt

Sender:

Gowling WLG (Canada) LLP
Barristers & Solicitors
1600, 421 – 7th Avenue SW
Calgary, Alberta T2P 4K9

Date: October, 2023

Reference number: A171290
T. Cumming

1.)



**REGISTERED
DOMESTIC**

**RECOMMANDÉ
RÉGIME INTÉRIEUR**



Hewlett-Packard Financial Services
Canada Company
5150 Spectrum Way
Mississauga, ON L4W 5G1



Declared Valeur
Value déclarée \$

CPC Tracking Number Numéro de repérage de la SCP
RN 750 709 468 CA

33-086-584 (17-12)

2.)



**REGISTERED
DOMESTIC**

**RECOMMANDÉ
RÉGIME INTÉRIEUR**



Canada Revenue Agency (Ontario)
Sudbury Tax Centre
Post Office Box 20000, Station A
Sudbury, ON P3A 5C1



Declared Valeur
Value déclarée \$

CPC Tracking Number Numéro de repérage de la SCP
RN 750 709 454 CA

33-086-584 (17-12)

4.)

5.)



**REGISTERED
DOMESTIC**

**RECOMMANDÉ
RÉGIME INTÉRIEUR**



Canada Revenue Agency (Quebec)
Sudbury Tax Centre
Post Office Box 20000, Station A
Sudbury, ON P3A 5C1



Declared Valeur
Value déclarée \$

CPC Tracking Number Numéro de repérage de la SCP
RN 750 709 445 CA

33-086-584 (17-12)

6.)

Canada Post Registered Mail Receipt

Page 2 of 2

Sender:

Gowling WLG (Canada) LLP
Barristers & Solicitors
1600, 421 – 7th Avenue SW
Calgary, Alberta T2P 4K9

Date:

October 6, 2023

Reference number:

A171290

T. Cumming

1.)



REGISTERED
DOMESTIC

RECOMMANDÉ
RÉGIME INTÉRIEUR



FROM DU CLIENT

Canada Revenue Agency
Shawinigan – Sud National Verification
and Collections Centre
4695 Shawinigan-Sud Boulevard
Shawinigan, QC G9P 5H9



CPC Tracking Number Numéro de repérage de la SCP
RN 750 709 437 CA

Declared Valeur
Value déclarée \$

33-086-584 (17-12)

2.)

3.)



REGISTERED
DOMESTIC

RECOMMANDÉ
RÉGIME INTÉRIEUR



FROM DU CLIENT

Canada Revenue Agency
Surrey National Verification and
Collections Centre
9755 King George Boulevard
Surrey, BC V3T 5E1



CPC Tracking Number Numéro de repérage de la SCP
RN 750 701 190 CA

Declared Valeur
Value déclarée \$

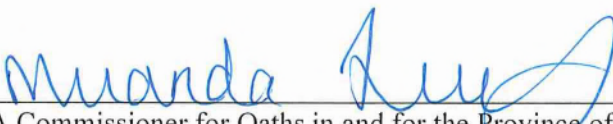
33-086-584 (17-12)

4.)

5.)

6.)

This is **Exhibit "G"** referred to in the Affidavit of
Samah Zeineddine sworn before me this October 11, 2023



A Commissioner for Oaths in and for the Province of Alberta

MIRANDA LEE FEININGER
A Commissioner for Oaths
In and for Alberta
My Commission Expires Oct. 30, 2023

Zeineddine, Samah

From: XMedius Cloud <system@xmedius.ca>
Sent: October 10, 2023 4:37 PM
To: Zeineddine, Samah
Subject: Fax delivery success to +1 855-276-1529
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