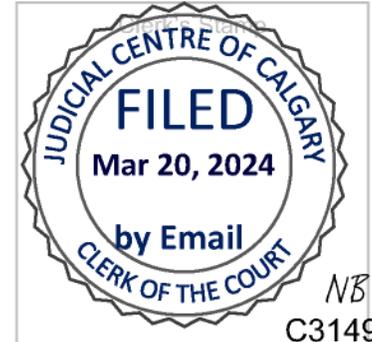


JS March 26, 2024

Form 7  
Rule 3.8

COURT FILE NO. 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 **APPLICATION**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT  
Gowling WLG (Canada) LLP  
1600, 421 – 7th Avenue S.W.  
Calgary, AB T2P 4K9  
Telephone (403) 298-1946  
File No. A171290

**Attention: Tom Cumming/Sam Gabor/Stephen Kroeger**

### **NOTICE TO THE RESPONDENT(S)**

This application is made against you. You are a respondent.

You have the right to state your side of this matter before the Court.

To do so, you must be in Court when the application is heard as shown below:

Date: March 26, 2024  
Time: 2:00 P.M. (Mountain Time)  
Where: Calgary Court Centre  
Via Webex: See attached Appendix "A"  
<https://albertacourts.webex.com/meet/virtual.courtroom01>  
Before: The Honourable Justice Nixon

Go to the end of this document to see what you can do and when you must do it.

**Application and remedy sought:**

1. The Applicant, CTI Liquidation Co., Inc. ("**CTI Liquidation**"), whose former corporate name was Cyxtera Technologies, Inc., in its capacity as foreign representative (in such capacity, the "**Foreign Representative**") of Cyborg Oldco Canada, LLC ("**Cyborg LLC**"), whose former corporate name was Cyxtera Canada, LLC, Cyxtera Communications Canada, ULC ("**Communications ULC**") and Cyxtera Canada TRS, ULC ("**TRS ULC**", and with Communications ULC, "**Cyxtera Canada**", and with Cyborg LLC, the "**Canadian Debtors**") in their cases (the "**Chapter 11 Cases**") under chapter 11 of title 11 of the United States *Bankruptcy Code* (the "**US Bankruptcy Code**") before the United States Bankruptcy Court for the District of New Jersey (the "**US Bankruptcy Court**"), makes this application for an Order, substantially in the form attached hereto as **Schedule "A"**:

- (a) an order (the "**Termination Order**") terminating these CCAA recognition proceedings ("**Recognition Proceedings**"), discharging Alvarez & Marsal Canada Inc. as the information officer appointed by the Court of King's Bench in these Recognition Proceedings (in such capacity, the "**Information Officer**"), granting a release of the Information Officer and providing related relief, all effective upon the filing by the Information Officer of the termination certificate by the Information Officer;
- (b) an order (the "**Fee Approval Order**"):
  - (i) approving the professional fees, costs and disbursements of Gowling WLG (Canada) LLP ("**Gowling**") as Canadian counsel for the Foreign Representative and the Canadian Debtors for the period January 1, 2024 up

to and including March 19, 2024, and its subsequent accounts following the granting of the Termination Order;

- (ii) approving the professional fees and disbursements for the Information Officer for the period of January 1, 2024 up to and including February 29, 2024 and its subsequent accounts following the granting of the Termination Order; and
  - (iii) approving the professional fees and disbursements for McMillan LLP, as counsel for the Information Officer, for the period of January 1, 2024 up to and including January 25, 2024, and its subsequent accounts following the granting of the Termination Order;
- (c) an order approving the actions, activities and conduct of the Information Officer as set out in its Pre-Filing Report dated June 7, 2023, First Report dated June 30, 2023, Second Report dated July 28, 2023, Third Report dated September 1, 2023, Fourth Report dated October 6, 2023, Fifth Report dated November 17, 2023, Sixth Report dated January 23, 2024 and Seventh Report, to be filed.
- (d) an order amending the style of cause in these Recognition Proceeding upon the changes of the corporate names of Communications ULC and TRS ULC becoming effective and the Plan Administrator filing a certificate in the form attached to the Order at Schedule “A” to this Application confirming the changes of names have become effective; and
- (e) an order granting such further and other relief as this Honourable Court may deem appropriate.

**The grounds for this application are:**

2. CTI Liquidation is a US corporation incorporated pursuant to the laws of Delaware with its main office in Coral Gables, Florida and its registered office in Wilmington, Delaware. CTI Liquidation is the ultimate parent corporation of a group of companies previously operating under

the tradename “Cyxtera” that are incorporated in the US, Canada, United Kingdom, Germany, Australia, Japan, the Netherlands, Hong Kong, Singapore and the Cayman Islands and certain of which are debtors in the Chapter 11 Proceedings (CTI Liquidation, together with the Canadian Debtors and their affiliates being collectively referred to as “**Cyxtera**” or the “**Cyxtera Group**”).

3. Cyborg LLC is a US limited liability corporation incorporated pursuant to the laws of Delaware with its registered office in Wilmington Delaware, whose sole activity is to hold all of the shares in the capital of Communications ULC.

4. Communications ULC is an Alberta unlimited liability corporation incorporated pursuant to the laws of Alberta. Communications ULC’s registered office is in Calgary, Alberta and it is extra-provincially registered and carries on business in British Columbia, Ontario, and Québec, where its data centers were located.

5. TRS ULC is an Alberta unlimited liability corporation incorporated pursuant to the laws of Alberta and with its registered office in Calgary, Alberta. Although TRS ULC does not have operations, it is extra-provincially registered in British Columbia, Ontario, and Québec. Communications ULC is the sole shareholder of TRS ULC.

6. On June 4, 2023, CTI Liquidation, the Canadian Debtors and the other the debtors to the Chapter 11 Cases (collectively the “**Chapter 11 Debtors**”) filed voluntary petitions for relief under Chapter 11 of the US Bankruptcy Code in the US Bankruptcy Court, commencing the Chapter 11 Cases, whereupon the Chapter 11 Debtors received certain automatic relief under the US Bankruptcy Code including a world-wide stay of proceedings.

7. During the course of the Chapter 11 Cases and these Recognition Proceedings, the US Bankruptcy Court issued a series of interim and final orders (the “**Chapter 11 Orders**”) setting out the processes applicable to the Chapter 11 Cases, authorizing the appointment of experts and professionals to advise and assist the Chapter 11 Debtors during the course of the Chapter 11 Cases, providing for the proving of claims in the Chapter 11 Cases, authorizing a sale and marketing process of Cyxtera’s assets (the “**Sale Process**”) and providing such other relief as necessary in order to allow the Chapter 11 Cases to proceed.

8. Pursuant to an application of CTI Liquidation and the Canadian Debtors, these Recognition Proceedings were commenced by an Order pronounced June 7, 2023 of the Honourable Associate Chief Justice B. Nixon, recognizing the Canadian Debtors Chapter 11 Cases and providing related relief. Subsequently CTI Liquidation and the Canadian Debtors, where necessary and appropriate to the efficient functioning of the Chapter 11 Cases, sought and obtained additional Orders from this Honourable Court in the Recognition Proceedings recognizing and giving effect in Canada to the Chapter 11 Orders and seeking additional relief related thereto.

### **Termination of Recognition Proceedings**

9. On January 12, 2024, a global sale transaction closed pursuant to an asset purchase agreement (the “**Brookfield APA**”) dated as of October 31, 2023 between Phoenix Date Center Holdings LLC (together with its designees, “**Brookfield**”) and the other Chapter 11 Debtors (the “**Brookfield Transaction**”). The Brookfield Transaction was implemented pursuant to the fourth amended joint plan of reorganization under the US Bankruptcy Code filed with the US Bankruptcy Court on November 13, 2023 (as amended, the “**Plan**”).

10. Further on January 12, 2024, the Chapter 11 Debtors emerged from the Chapter 11 Cases in accordance with the Plan and became “Post Effective Date Debtors”. Eugene Davis was appointed as Plan Administrator of the Chapter 11 Plan (in such capacity, the “**Plan Administrator**”).

11. On March 5, 2024, the Post Effective Date Debtors filed a Notice of The Post-Effective Date Debtors’ Motion for Entry of an Order (i) granting the Post-Effective Date Debtors’ motion for final decree closing certain of the Chapter 11 Cases; (ii) amending the caption of the remaining case; and (iii) granting related relief (the “**Final Decree Motion**”, and the order of the US Bankruptcy Court in the Final Decree Motion, the “**Final Order**”). The Final Decree Motion is scheduled to be heard on March 26, 2024 at 11:00 am prevailing Eastern time.

12. It is expected that the Final Order will be granted by the US Bankruptcy Court and should the Final Order be granted, the Chapter 11 Cases shall be closed other than with respect to CTI Liquidation, as the wind-up debtor, and pursuant to the Plan, the other Post-Effective Date Debtors

will subsequently be dissolved and the Plan Administrator will continue to administer any remaining claims of creditors against the Chapter 11 Debtors through CTI Liquidation.

13. Once the Final Order is granted, there will no longer be an active foreign proceeding for this Honourable Court to recognize and no further steps will required of the Foreign Representative under the Plan. Accordingly, the Foreign Representative seeks the Termination Order terminating these Recognition Proceedings.

### **Amendment to Style of Cause**

14. Section 49 of the CCAA grants this Honourable Court broad discretion to make any order that it considers appropriate in the Recognition Proceedings if it is satisfied that the order is necessary for the protection of a debtor company's property or the interests of its creditors.

15. Under section 6.6(a) of the Brookfield APA, the Post-Effective Date Debtors are required to cause amendments to their respective certificates of incorporation or formation (or other constituent documents) to be filed with the appropriate Governmental Body (as defined in the Brookfield APA) and take all other action necessary to change their respective names to names not containing "Cyxtera", "Cyxtera Technologies" or any other trademark included in the assets purchased in the Brookfield Transaction. Further, under section 6.6(b) of the Brookfield APA, as soon as reasonably practicable but in any event no more than fifteen (15) days after the name change, the Post-Effective Date Debtors are required to file pleadings in the Chapter 11 Cases to reflect these name changes. Consistent with these steps, CTI Liquidation and the Canadian Debtors are seeking in this Application to amend the style of cause in the Recognition Proceedings to reflect the changes to the corporate names of CTI Liquidation and the Canadian Debtors.

16. The following changes have occurred or are in the process of being made to the corporate names of CTI Liquidation and the Canadian Debtors:

- (a) CTI Liquidation has changed its corporate name from "Cyxtera Technologies, Inc." to "CTI Liquidation Co., Inc.";

- (b) Cyborg LLC has changed its corporate name from “Cyxtera Canada, LLC” to “Cyborg Oldco Canada, LLC”;
- (c) Communications ULC is in the process of changing its corporate name from “Cyxtera Communications Canada, ULC” to “Cyborg Communications Canada (OldCo), ULC”; and
- (d) TRS ULC is in the process of changing its corporate name from “Cyxtera Canada TRS, ULC” to “Cyborg Canada TRS (OldCo), ULC”.

17. Once the name changes described in paragraphs 16(c) and 27(d) above become effective, the Plan Administrator intends to file with this Honourable Court a certificate in the form attached to the Order attached as Schedule “A” to this Application, whereupon the amendment to the style of cause in these Recognition Proceedings will become effective, reflecting the new corporate names of CTI Liquidation and the Canadian Debtors.

18. It is necessary for the protection of the Canadian Debtors’ property and the interests of their creditors, and to the continued coordination of the Chapter 11 Cases and these Recognition Proceedings, that the style of cause be amended in these Recognition Proceedings so that CTI Liquidation and the Canadian Debtors comply with their obligations under the Brookfield APA.

### **Professional Fees and Disbursements**

19. The account of Gowling as Canadian counsel for the Foreign Representative and Debtors, as attached to the Affidavit of Raymond Li #3, to be filed (“**Li Affidavit #3**”), reflects the work performed by Gowling, and the account is accurate, fair, and reasonable.

20. The accounts of the Information Officer and McMillan reflect the work performed by them respectively, and their accounts are accurate, fair, and reasonable.

21. Gowling, the Information Officer and McMillan will have reasonable final accounts to issue following the hearing of this matter and seek the courts approval of those additional accounts without the need for a further order of the Court or a formal assessment of accounts.

22. The reports of the Information Officer filed throughout these Recognition Proceedings reflect the reasonable actions, activities and conduct of the Information Officer.

**Further Grounds**

23. The further and other grounds set out in the Li Affidavit #3.

**Affidavit or other evidence to be used in support of this application:**

24. Affidavit of Eric Koza, sworn June 6, 2023.

25. Affidavit of Eric Koza #2, sworn June 30, 2023.

26. Affidavit of Eric Koza #3, sworn July 27, 2023.

27. Affidavit of Eric Koza #4, sworn September 1, 2023.

28. Affidavit of Eric Koza #5, sworn October 5, 2023.

29. Affidavit of Raymond Li sworn November 17, 2023;

30. Affidavit of Raymond Li sworn January 23, 2024;

31. Affidavit of Raymond Li #3, to be filed;

32. Affidavit of Service of Kristy DeIure, to be sworn.

33. Seventh Report of the Alvarez & Marsal Canada Inc. in its capacity as Information Officer in these recognition proceedings.

34. The materials filed in the Chapter 11 Proceedings.

35. Such further materials as counsel may advise and this Honourable Court may permit.

**Applicable Acts and regulations:**

36. The *Companies' Creditors Arrangement Act*, RSC 1995, c C-36, as amended.

37. The Alberta *Rules of Court*.
38. Such further and other legal basis as counsel may advise and this Honourable Court may allow.

**WARNING**

You are named as a respondent because you have made or are expected to make an adverse claim in respect of this originating application. If you do not come to Court either in person or by your lawyer, the Court may make an order declaring you and all persons claiming under you to be barred from taking any further proceedings as against the applicant(s) and as against all persons claiming under the applicant(s). You will be bound by any order the Court makes, or another order might be given or other proceedings taken which the applicant(s) is/are entitled to make without any further notice of them to you. If you want to take part in the application, you or your lawyer must attend in Court on the date and time shown at the beginning of this form. If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered.

**Appendix “A”**  
**Virtual Court Room Details**

**Virtual Courtroom 01** has been assigned for the following matter:

Date: Mar 26, 2024 02:00 PM

Style of Cause: 2301 07385 - CYXTERA TECHNOLOGIES INC. v. COMPANIES  
CREDITORS ARRANGEMENT ACT

Presiding Justice: NIXON (D.B.), ACJ

Virtual Courtroom Link:

<https://albertacourts.webex.com/meet/virtual.courtroom01>

Instructions for Connecting to the Meeting

1. Click on the link above or open up Chrome or Firefox and cut and paste it into your browser address bar.
2. If you do not have the Cisco Webex application already installed on your device, the site will have a button to install it. Follow installation instructions. Enter your full name and email address when prompted
3. Click on the **Open Cisco Webex Meeting**.
4. You will see a preview screen. Click on **Join Meeting**.

Key considerations for those attending:

1. Please connect to the courtroom **15 minutes prior** to the start of the hearing.
2. Please ensure that your microphone is muted and remains muted for the duration of the proceeding, unless you are speaking. Ensure that you state your name each time you speak.
3. If bandwidth becomes an issue, some participants may be asked to turn off their video and participate by audio only.
4. **Note: Recording or rebroadcasting of the video is prohibited.**
5. **Note: It is highly recommended you use headphones with a microphone or a headset when using Webex. This prevents feedback.**

For more information relating to Webex protocols and procedures, please visit:  
<https://www.albertacourts.ca/qb/court-operations-schedules/webex-remote-hearings-protocol>

COURT FILE NO. 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 **ORDER (CCAA TERMINATION)**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT  
Gowling WLG (Canada) LLP  
1600, 421 – 7<sup>th</sup> Avenue S.W.  
Calgary, AB T2P 4K9  
Telephone (403) 298-1946  
File No. A170537  
**Attention: Tom Cumming/Sam Gabor/Stephen Kroeger**

**DATE ON WHICH ORDER WAS PRONOUNCED:** March 26, 2024

**NAME OF JUSTICE WHO MADE THIS ORDER:** The Honourable Associate Chief Justice D. B. Nixon

**LOCATION AT WHICH ORDER WAS MADE:** Calgary, Alberta

**UPON THE APPLICATION** of CTI Liquidation Co., Inc. (“**CTI Liquidation**”), whose former corporate name was Cyxtera Technologies, Inc., in its capacity as foreign representative (in such capacity, the “**Foreign Representative**”) of Cyborg Oldco Canada, LLC (“**Cyborg LLC**”), whose former name was Cyxtera Canada LLC, Cyxtera Communications Canada, ULC (“**Communications ULC**”) and Cyxtera Canada TRS, ULC (“**TRS ULC**”, together with Cyborg

LLC and Communications ULC, the “**Canadian Debtors**”) in their cases under chapter 11 of title 11 of the United States *Bankruptcy Code* before the United States Bankruptcy Court for the District of New Jersey under Part IV of the *Companies’ Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the “**CCAA**”) (the “**Recognition Proceedings**”);

**AND UPON** reading the Application, the affidavit of Raymond Li, sworn March XX, 2024 (the “**Li Affidavit**”), the seventh report of Alvarez and Marsal Canada Inc. (“**A&M**”) in its capacity as court-appointed information officer in these proceedings (the “**Information Officer**”) dated March XX, 2024 (the “**Seventh Report**”), the Affidavit of Service of Kristy DeLure, sworn March XX, 2024, filed (the “**Affidavit of Service**”);

**AND UPON HEARING** the submissions of counsel for the Foreign Representative and the Canadian Debtors, counsel for the Information Officer, and counsel for other interested parties and no one else appearing for any other person on the service list, although properly served as appears from the Affidavit of Service, filed;

**IT IS HEREBY ORDERED AND DECLARED THAT:**

**SERVICE AND DEFINITIONS**

1. The time for service of the notice of this application and supporting materials is hereby abridged and declared good and sufficient and validated so that this application is properly returnable today and further service thereof is hereby dispensed with.
2. Capitalized terms used herein and not otherwise defined have the meaning given to them in the Davis Affidavit.

**TERMINATION OF THE RECOGNITION PROCEEDINGS**

3. The Recognition Proceedings are hereby terminated without any other act or formality, provided that, nothing herein impacts the validity of any Orders made in these Recognition Proceedings or any actions or steps taken by any person in connection therewith, and further provided that CTI Liquidation and the Canadian Debtors may following the date of this Order

apply to this Court for any additional relief arising from any ancillary matters relating to these Recognition Proceedings.

4. The Stay Period (as defined in paragraph 6 of the Supplemental Recognition Order dated June 7, 2023 granted by the Honourable ACJ D.B. Nixon in these Recognition Proceedings) is hereby terminated without any other act or formality.

5. A&M shall be and is hereby discharged as the Information Officer in these Recognition Proceedings; provided that the Information Officer shall continue to have the benefit of the provisions of all Orders made in these Recognition Proceedings, including all approvals, protections and stays of proceedings in favour of the Information Officer.

6. On the evidence before the Court, the Information Officer has satisfied its obligations under and pursuant to the terms of the Orders granted in the within proceedings up to and including the date hereof, and the Information Officer shall not be liable for any act or omission on its part including, without limitation, any act or omission pertaining to the discharge of its duties in the within proceedings, save and except for any liability arising out of any in fraud, gross negligence or willful misconduct on the part of the Information Officer, or with leave of the Court.

7. No action or other proceedings shall be commenced against the Information Officer in any way arising from or related to its capacity or conduct as Information Officer, except with prior leave of this Court on notice to the Information Officer, and upon such terms as this Court may direct.

8. Upon the Canadian Debtors filing with the Clerk of the Court a certificate in the form attached as **Schedule "A"** to this Order confirming that the Canadian Debtors have changed their respective legal corporate names, the style of cause in these Recognition Proceedings shall be amended as follows:

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

AND IN THE MATTER OF CTI LIQUIDATION CO., INC., CYBORG OLD CO CANADA, LLC, CYBORG COMMUNICATIONS CANADA (OLD CO), ULC and CYBORG CANADA TRS (OLD CO), ULC

## **FEES AND ACTIVITIES APPROVAL**

9. The account of the Gowling WLG (Canada) LLP, for its professional fees, costs, and disbursements, as set out in the Li Affidavit, and its future accounts following the granting of this Order, are hereby approved without the necessity of a formal assessment of its accounts.

10. The account of the Information Officer, for its professional fees, costs, and disbursements, as set out in the Seventh Report, and its future accounts following the granting of this Order, are hereby approved without the necessity of a formal assessment of its accounts.

11. The account of McMillan LLP, for its professional fees, costs, and disbursements, as set out in the Seventh Report, and its future accounts following the granting of this Order, are hereby approved without the necessity of a formal assessment of its accounts.

12. The actions, activities and conduct of the Information Officer as set out in its Pre-Filing Report dated June 7, 2023, First Report dated June 30, 2023, Second Report dated July 28, 2023, Third Report dated September 1, 2023, Fourth Report dated October 6, 2023, Fifth Report dated November 17, 2023, Sixth Report dated January 23, 2024 and Seventh Report are hereby approved.

## **GENERAL**

13. This Court requests the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or globally to give effect to this Order and to assist the Canadian Debtors, the Foreign Representative, the Information Officer and their respective 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 Canadian Debtors, the Foreign Representative and the Information Officer, the latter as an officer of this Court, as may be necessary or desirable to give effect to this Order, or to

assist the Canadian Debtors, the Foreign Representative and the Information Officer and their respective agents in carrying out the terms of this Order.

14. Each of the Canadian Debtors, the Foreign Representative and the Information Officer are at liberty and are 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.

15. Service of this Order shall be deemed good and sufficient by serving the same on the persons listed on the service list created in these proceedings, any other person served with notice of the application for this Order, and any other parties attending or represented at the application for this Order by posting a copy of this Order on the Information Officer's website at <http://www.alvarezandmarsal.com/CyxteraCanada> and service on any other person is hereby dispensed with.

16. Service of this Order may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following transmission or delivery of this Order.

17. This Order shall be effective as of 12:01 A.M. MST on the date of this Order.

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Justice of the Court of King's Bench of Alberta

**Schedule "A"**  
**Certificate**

COURT FILE NUMBER 2301-07385 Clerk's Stamp

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 **CERTIFICATE**

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

## RECITALS

1. CTI Liquidation Co., Inc. ("**CTI Liquidation**"), whose former corporate name was Cyxtera Technologies, Inc., in its capacity as foreign representative (in such capacity, the "**Foreign Representative**") of Cyborg Oldco Canada, LLC ("**Cyborg LLC**") whose former name was Cyxtera Canada LLC, Cyxtera Communications Canada, Cyxtera Communications Canada, ULC ("**Communications ULC**") and Cyxtera Canada TRS, ULC ("**TRS ULC**", together with Cyborg LLC and Communications ULC, the "**Canadian Debtors**") commenced cases (the "**Chapter 11 Cases**") under chapter 11 of title 11 of the *United States Bankruptcy Code* (the "**US Bankruptcy Code**") before the United States Bankruptcy Court for the District of New Jersey (the "**US Bankruptcy Court**") on June 4, 2023.

2. On March 26, 2024, the Honourable Mr. Justice B. Nixon of the Court of King’s Bench of Alberta, Judicial District of Calgary granted an Order causing the style of cause in these proceedings to be amended upon the filing of this certificate by the Canadian Debtors confirming that they have changed their corporate names, with the style of cause ordered to become:

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

AND IN THE MATTER OF CTI LIQUIDATION CO., INC., CYBORG OLDSCO CANADA, LLC, CYBORG COMMUNICATIONS CANADA (OLDSCO), ULC and CYBORG CANADA TRS (OLDSCO), ULC

**CTI LIQUIDATION AND THE CANADIAN DEBTORS CERTIFY** the following:

1. The following changes of the corporate names of Communications ULC and TRS ULC have become effective:
  - a. Communications ULC changed its legal corporate name from “Cyxtera Communications Canada, ULC” to “Cyborg Communications Canada (OldCo), ULC”; and
  - b. TRS ULC has changed change its legal corporate name from “Cyxtera Canada TRS, ULC” to “Cyborg Canada TRS (OldCo), ULC”.

DATED this    day of                    , 2024.

---

Eugene Davis, in his capacity as Plan Administrator for CTI Liquidation and the Canadian Debtors