

FORCE FILED

No. S-258845
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA



IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c.
C-36, AS AMENDED

AND

IN THE MATTER OF THE BUSINESS CORPORATIONS ACT, S.B.C. 2002, c. 57, AS
AMENDED

AND

IN THE MATTER OF A PLAN OF COMPROMISE AND ARRANGEMENT OF 1061511 B.C.
LTD., JAMESON BROADWAY & BIRCH GENERAL PARTNER LTD., AND JAMESON
BROADWAY & BIRCH LIMITED PARTNERSHIP

PETITIONERS

NOTICE OF APPLICATION

Name of applicants: 1061511 B.C. Ltd., Jameson Broadway & Birch General Partner Ltd. and
Jameson Broadway & Birch Limited Partnership (the "**Applicants**" or
the "**Petitioners**").

To: **THE SERVICE LIST**, attached as **Schedule "A"**.

TAKE NOTICE that an application will be made by the Applicants to the Honourable Justice
Masuhara at the courthouse at 800 Smithe Street, Vancouver, British Columbia on 29/MAY/2026
at 2:30 p.m. for the orders set out in Part 1 below.

The Applicants estimate that the application will take ~~4 hour~~ ^{30 minutes}.

- This matter is within the jurisdiction of an associate judge.
- This matter is not within the jurisdiction of an associate judge, the Honourable Justice
Masuhara is seized.

Part 1: ORDERS SOUGHT

1. The Petitioners seek an order, substantially in the form attached as **Schedule "B"** (the
"**Stay Extension Order**"), among other things, extending the Stay Period (as defined in

the Amended and Restated Initial Order granted December 4, 2025 (the "**ARIO**") until and including July 31, 2026 (the "**Stay Extension Period**").

2. The Petitioners seek such further orders as counsel for the Petitioners may advise and this Court may deem appropriate in the circumstances.

Part 2: **FACTUAL BASIS**

BACKGROUND

1. Capitalized terms not otherwise defined herein have the meanings set out in the First Affidavit of Thomas James Pappajohn, made November 24, 2025 (the "**First Pappajohn Affidavit**"), the Second Affidavit of Thomas James Pappajohn, made March 2, 2026 (the "**Second Pappajohn Affidavit**") and the Fourth Affidavit of Thomas James Pappajohn, made May 21, 2026 (the "**Fourth Pappajohn Affidavit**"), in these proceedings.
2. The Petitioners are in the business of developing and constructing a 28-storey residential rental and commercial construction project (the "**Development**") at 2538 Birch Street, Vancouver, British Columbia, which is on the southeast corner of West Broadway and Birch Street (the "**Development Property**").
3. Work on the Development began in 2017 and at the time the CCAA Proceedings (as defined below) were commenced was 91% complete.
4. As a result of the lack of further advances from their construction lender, BC Housing, construction on the Development ceased in or around September of 2025. Without seeking creditor protection under *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "**CCAA**"), the Petitioners did not have an alternative source of construction funding.
5. On November 25, 2025, the Petitioners obtained an initial order (the "**Initial Order**") under the CCAA, which order was amended and restated by the order of this Court granted December 4, 2025 (the "**ARIO**").
6. The ARIO, among other things:
 - (a) extended the stay of proceedings in respect of the Petitioners and James Holdings Ltd. until and including March 5, 2026 (the "**Stay of Proceedings**");
 - (b) appointed Alvarez & Marsal Canada Inc. as monitor (in such capacity, the "**Monitor**") within these proceedings under the CCAA (the "**CCAA Proceedings**"); and

- (c) approved a credit facility from Maynbridge Capital Inc. (the “Interim Lender”) in the maximum amount of \$31,000,000 (the “Interim Financing”).
- 7. The Interim Financing was necessary to continue operating, complete the Development and complete a restructuring.
- 8. On March 5, 2026, the Stay of Proceedings was extended to May 29, 2026.
- 9. Since March 5, 2026, the Petitioners have, with the oversight and assistance of the Monitor, among other things, continued:
 - (a) working collaboratively with Metro-Can towards the completion of the Development, which is now nearing completion;
 - (b) progressing a restructuring path in the CCAA Proceedings; and
 - (c) ongoing discussions with stakeholders, including BC Housing.
- 10. The purpose of the CCAA Proceedings is to give the Petitioners the breathing room and facilitate funding that are necessary to complete construction of the Development and progress a restructuring for the benefit of all stakeholders.

UPDATE ON INTERIM FINANCING AND CONSTRUCTION

- 11. On or about December 9, 2025, the Petitioners and the Interim Lender entered into the definitive agreement with respect to the Interim Financing of up to \$31 million, as approved under the ARIO.
- 12. The Petitioners received the first advance from the Interim Lender on or about December 12, 2025, and made the Metro-Can Payments (as defined in the Second Report of the Monitor dated January 27, 2026) on or about December 15, 2025.
- 13. To date, the Petitioners have received six advances from the Interim Lender totaling \$25.5 million. From these amounts, among other things:
 - (a) \$7.427 million was paid Metro-Can to catch up pre-filing arrears as set out in the ARIO;
 - (b) \$7.384 million was paid to fund the Holdback Account, including deficiencies that existed at the time of commencing these proceedings as set out in the ARIO; and
 - (c) \$5.772 million has been paid to Metro-Can as post-filing construction costs.

14. Metro-Can made arrangements to re-mobilize the construction team in December 2025 and construction on the Development had recommenced with virtually all subtrades operating at 100% by on or about January 16, 2026.
15. The Petitioners, with the oversight and assistance of the Monitor, have been working collaboratively with Metro-Can towards the completion of the Development.
16. Based on the latest estimated schedule from Metro-Can, the current "target date" for completion of construction under the Construction Contract with Metro-Can is July 14, 2026 (the "**Target Completion Date**").
17. It is anticipated that the Development will be at a stage of completion where the Petitioners will be in a position to apply for an interim occupancy permit with respect to the Development in line with the Target Completion Date as follows:
 - (a) occupancy for all 258 residential units; and
 - (b) shell occupancy for all commercial units, which units will be ready for fit-out for end users.
18. Completion of the Development continues to progress. By way of update:
 - (a) residential glazing is approximately 99% complete;
 - (b) commercial glazing, levels one to three, is approximately 90% complete;
 - (c) interior finishing of the rental suites is approximately 97% complete; and
 - (d) the parkade is approximately 95% complete.

UPDATE ON RESTRUCTURING

19. The Petitioners continue to advance a restructuring transaction that seeks to:
 - (a) see all creditors paid in full on closing;
 - (b) retain all of the MIRHPP Units (or the same square footage); and
 - (c) support Indigenous and non-Indigenous medical care in British Columbia and Yukon by providing outpatient lodging in Vancouver (the "**Medical Accommodation Purpose**").
20. The Petitioners view the best path forward is by way of a restructuring transaction. Such a transaction would utilize the existing partnership structure (restructured) as a vehicle to

complete a restructuring transaction in the CCAA Proceedings that would repay BC Housing, the Interim Lender and all other creditors of the Petitioners in full. The Interim Financing is structured so as to ensure payment of Metro-Can, all trades involved in the construction and all other ongoing obligations to complete the Development, and as such, there will be minimal trade debt, if any, upon completion.

21. The Petitioners have been advancing the restructuring efforts with the assistance of counsel and oversight of the Monitor and have been incredibly active and engaged in all those efforts.
22. The Petitioners, with the oversight and support of the Monitor and feedback from potential investors, have developed documents, including a confidential investment memorandum and supporting financial model and non-disclosure agreement, in order to progress an equity raise to support the restructuring plan and the Medical Accommodation Purpose. The project as developed by the Petitioners is referred to as "**Northern House**", which name resonates with the broad scope of potential First Nations investors currently considering the opportunity.
23. The confidential investment memorandum and supporting financial model is the basis for an equity raise that is being progressed in parallel with addressing the necessary debt to complete a restructuring transaction in the CCAA Proceedings.
24. With respect to the above, the Petitioners have:
 - (a) identified and expanded a list of potential First Nations as investors and sent these parties a brief summary of the opportunity and a non-disclosure agreement ("**NDA**");
 - (b) expanded the list of potential investors to include some non-First Nations parties and sent these parties a brief summary of the opportunity and a NDA;
 - (c) contacted over 100 potential investors regarding the opportunity and sent these parties a brief summary of the opportunity and a NDA;
 - (d) entered into 10 NDAs with interested parties;
 - (e) received one non-binding letter of intent from a group of potential First Nations as investors and are in active discussions with other investor groups regarding further non-binding letters of intent;
 - (f) with the assistance of the Monitor, populated a dataroom and provided access to parties that executed an NDA;

- (g) engaged a consultant to assist with potential debt financing to support a restructuring transaction and progressed supporting documents in this regard; and
 - (h) reviewed draft property management agreements for the MIRHPP Units and all of the commercial space, a draft term sheet for a potential hotel operator for the Medical Accommodation Purpose and various letters of intent for the commercial space, including a number of letters of intent for the daycare space.
25. The Petitioner initially developed a timeline for non-binding and binding investment offers that aligned with the current Stay Period that expired on May 29, 2026, and communicated this timeline to potential investors. Although the Petitioners were optimistic this initial timeline was realistic, feedback from potential investors has made it clear additional time is necessary.
26. The Province of British Columbia and the City of Vancouver have generally been supportive of the Medical Accommodation Purpose but nonetheless require that the restructuring be successful. BC Housing has been understanding of the potential change in use but has reserved judgment on whether they can support a shift away from market rental. The Petitioners have continued to engage with these stakeholders and the Petitioners' counsel have similarly engaged with respective counsel.
27. With respect to the City of Vancouver, the Petitioners continue to work to address the rezoning that will be necessary to accommodate the change of use from residential rental to short-term medical accommodations. In this regard, the Petitioners:
- (a) on or about April 27, 2026, revised the zoning amendment application that was initially filed with the City of Vancouver on or about November 20, 2025;
 - (b) paid the City of Vancouver fees in respect of the zoning amendment;
 - (c) posted signage with respect to the zoning amendment at the Development Property; and
 - (d) responded to inquiries from the City of Vancouver and provided additional information in this regard.
28. As set out in the revised zoning amendment application, the Petitioners seek to:
- (a) add 202 hotel units and remove 200 market rental housing units;
 - (b) provide 56 MIRHPP Units;
 - (c) add a childcare facility; and

- (d) decrease the retail area on the ground floor to accommodate a separate entrance for the hotel units.
29. No changes to the form of the Development are proposed.
30. The key changes in the revised application (from the initial November 2025 zoning amendment application) include:
- (a) changing the land use for the originally proposed 200 temporary accommodation for medical care units to 202 hotel units; and
 - (b) proposing 56 MIRHPP Units, rather than 58, while maintaining the same total floor area for the MIRHPP Units.
31. The change from temporary accommodation for medical care units to hotel units was based on discussions with City of Vancouver staff, though the Medical Accommodation Purpose remains the intended use.
32. With respect to BC Housing and the Province of British Columbia, the Petitioners, through counsel, continue to discuss the covenant in favour of BC Housing that is registered against title to the Development Property, which mandates the use of the residential component of the Development as market rental. This covenant will need to be discharged or amended to facilitate the operation of the proposed Northern House and the Medical Accommodation Purpose. However, the 56 MIRHPP Units would remain under any proposed use.
33. The Stay Extension Period is necessary so the Petitioners can complete the Development and progress a restructuring transaction for the benefit of all stakeholders.

Part 3: LEGAL BASIS

1. The Petitioners rely on:
- (a) *the CCAA*, specifically Section 11.02;
 - (b) *the Supreme Court Civil Rules*, B.C. Reg. 168/2009, as amended;
 - (c) the inherent and equitable jurisdiction of this Court; and
 - (d) such further and other legal basis as counsel may advise and this Court may allow.

EXTENSION OF THE STAY PERIOD

2. Subsection 11.02(2) of the CCAA provides that the Petitioners may apply for an extension of the Stay Period for a period that the Court considers necessary on any terms that the Court may impose. Subsection 11.02(3) of the CCAA provides that the Court shall not make the order extending the Stay Period unless the Petitioners satisfy the Court that:
 - (a) circumstances exist that make the order appropriate; and
 - (b) the Petitioners have acted, and are acting, in good faith and with due diligence.

CCAA, s. 11.02.

3. In determining whether the appropriate circumstances exist to extend the Stay Period, the Court should inquire whether the order sought advances the remedial purpose of the CCAA.

***North American Tungsten Corp. (Re)*, 2015 BCSC 1376 at para. 25.**

4. The threshold for a debtor company to obtain an extension of a stay of proceedings pursuant to the CCAA is low. The company must only satisfy the court that the stay of proceedings would “usefully further” its efforts to reorganize, and requires nothing more than a “germ of a plan”.

***V K Delivery & Moving Services Ltd. (Re)*, 2025 BCSC 1091 at para. 11.**

5. Extending the relief granted by the ARIO, including the Stay Period, is appropriate and necessary to enable the Petitioners, with the oversight of the Monitor, to complete the Development and advance the restructuring of the Petitioners for the benefit of the Petitioners’ stakeholders.
6. The Petitioners, with the assistance of the Monitor, have been working in good faith and with due diligence to advance the CCAA Proceedings and maximize the value to their stakeholders and respond to their concerns, while progressing construction on the Development to maximize the value.
7. The extension of the Stay Period to July 31, 2026, aligns with the Target Completion Date for construction of the Development under the Construction Contract.
8. The Monitor has reported that it supports the extension of the Stay Period sought herein and that the Petitioners are acting in good faith and with due diligence.

9. The cash flow forecast demonstrates that the Petitioners will have sufficient liquidity to fund their operations through the Stay Extension Period.
10. The Petitioners submit that, in the circumstances, it is necessary and appropriate that the Stay Period be extended to July 31, 2026.

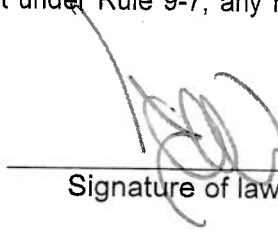
Part 4: MATERIAL TO BE RELIED ON

1. ARIO granted 04/DEC/2025;
2. Order granted 05/MAR/2026;
3. Affidavit #2 of Thomas Papajohn made 02/MAR/2026;
4. Affidavit #4 of Thomas Papajohn made 21/MAY/2026;
5. Fourth Report of the Monitor to be filed; and
6. Such further and other materials as counsel may advise and this Court may allow.

TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION: If you wish to respond to this Notice of Application, you must, within 5 business days after service of this Notice of Application or, if this application is brought under Rule 9-7, within 8 business days of service of this Notice of Application,

- (a) file an Application Response in Form 33,
- (b) file the original of every affidavit, and of every other document, that
 - (i) you intend to refer to at the hearing of this application, and
 - (ii) has not already been filed in the proceeding, and
- (c) serve on the applicant 2 copies of the following, and on every other party of record one copy of the following:
 - (i) a copy of the filed Application Response;
 - (ii) a copy of each of the filed affidavits and other documents that you intend to refer to at the hearing of this application and that has not already been served on that person;
 - (iii) if this application is brought under Rule 9-7, any notice that you are required to give under Rule 9-7(9).

Date: 22/MAY/2026



Signature of lawyer for the Applicants
John Sandrelli

To be completed by the court only:

Order made

in the terms requested in paragraphs _____ of Part 1 of this Notice of Application

with the following variations and additional terms:

Date: _____

Signature of Judge Associate Judge

APPENDIX

THIS APPLICATION INVOLVES THE FOLLOWING:

- discovery: comply with demand for documents
- discovery: production of additional documents
- other matters concerning document discovery
- extend oral discovery
- other matter concerning oral discovery
- amend pleadings
- add/change parties
- summary judgment
- summary trial
- service
- mediation
- adjournments
- proceedings at trial

- case plan orders: amend
- case plan orders: other
- experts
- none of the above

SCHEDULE "A"

NO. S-258845
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
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AND

IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*,
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BROADWAY & BIRCH LIMITED PARTNERSHIP

PETITIONERS

Service List

(as of May 4, 2026)

<p>Dentons Canada LLP 20th Floor – 250 Howe Street, Vancouver, BC V6C 3R8 Tel no. (604) 687-4460</p> <p>Attention: John Sandrelli, Eamonn Watson, and Cassandra Federico</p> <p>Emails: john.sandrelli@dentons.com cassandra.federico@dentons.com eamonn.watson@dentons.com chelsea.denton@dentons.com</p> <p><i>Counsel to the Petitioners.</i></p>	<p>Alvarez & Marsal Canada 925 W. Georgia Street, Unit 902 Vancouver BC V6C 3L2 Tel no.: (604) 638-7440</p> <p>Attention: Pinky Law, Anthony Tilman, Nishant Virmani and Monica Cheung</p> <p>Emails: pinky.law@alvarezandmarsal.com atillman@alvarezandmarsal.com nvirmani@alvarezandmarsal.com monicacheung@alvarezandmarsal.com</p> <p><i>Monitor</i></p>
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<p>Richards Buell Sutton LLP 700 – 401 West Georgia Street Vancouver, BC Canada V6B 5A1 Tel no.: (604) 682-3664</p> <p>Attention: Dan Nugent</p> <p>Email: dnugent@rbs.ca</p> <p><i>Counsel to British Columbia Housing Management Commission</i></p>	<p>DLA Piper (Canada) LLP Suite 2700 1133 Melville Street Vancouver, British Columbia V6E 4E5 Tel no.: (604) 687-9444</p> <p>Attention: Arad Mojtahedi and Colin Brousson</p> <p>Emails: colin.brousson@ca.dlapiper.com arad.mojtahedi@ca.dlapiper.com ashley.kumar@ca.dlapiper.com</p> <p><i>Counsel to the Monitor</i></p>
<p>Harper Grey LLP 650 W Georgia St #3200, Vancouver, BC V6B 4P7 Tel. No. (604) 687-0411</p> <p>Attention: Norm Streu and Salman Bhura</p> <p>Email: nstreu@harpergrey.com sbhura@harpergrey.com mglover@harpergrey.com</p> <p><i>Counsel to Metro-Can Construction (BB) Ltd.</i></p>	<p>Ozz Electric BC Inc. c/o Rocky Kim Law Corporation 1021 West Hastings Street, 9th Floor Vancouver, BC V6N 0C3 Tel. No. (778) 997-7710</p> <p>Attention: Rocky Kim</p> <p>Email: rocky@rkimlawcorp.com assistant@rkimlawcorp.com</p>
<p>Maynbridge Capital Inc. 1111 West Hastings Street, Suite 388 Vancouver, BC V6E 2J3 Tel. No. (604) 684-7070</p> <p>Attention: Salvatore Mobilio, Aaron Leong and Anton Bondarev</p> <p>Email: sal@kbcapital.ca aaron@kbcapital.ca anton@maynbridge.com</p>	<p>Owen Bird Law Corporation Suite 2900, 733 Seymour St., Vancouver, BC V6B 0S6 Tel. No: 604-691-7562</p> <p>Attention: Jonathan L. Williams</p> <p>Email: jwilliams@owenbird.com</p> <p><i>Counsel to Gatland Development Corporation</i></p>
<p>Cassels Brock & Blackwell LLP 885 West Georgia Street, Suite 2200 Vancouver, BC V6C 3E8 Tel.: 778-309-7954</p> <p>Attention: Vicki Tickle and Hayley Roberts</p> <p>Email: vtickle@cassels.com hroberts@cassels.com</p> <p><i>Counsel for Portage Capital Corporation</i></p>	<p>Borden Lader Gervais LLP 200 Burrard Street, Suite 1200 Vancouver, BC, V7X 1T2 Tel No.: 604.687.5744</p> <p>Attn: Blair Rebane</p> <p>Email: BRebane@blg.com</p> <p><i>Counsel for Midland Appliance Ltd.</i></p>

<p>Portage Capital Corporation 25 Montgomery Avenue, Suite 204 Toronto, Ontario M4R 0A1 Tel no. 226-499-2398</p> <p>Attention: Andrew Jones</p> <p>Email: ajones@portagecapital.ca</p>	<p>Hamilton Duncan Law Corporation Suite 1450 – 13401 108th Avenue Surrey, BC V3T 5T3</p> <p>Attention: Robert B. Rogers</p> <p>Email: rrogers@hamiltonduncan.com awill@hamiltonduncan.com afretter@hamiltonduncan.com</p> <p><i>Counsel to Argo Ventures Inc.</i></p>
<p>Argo Ventures Inc. c/o Registered and Records Office Suite 660 – 355 Burrard Street Vancouver, BC V6C 2G8</p>	<p>Fasken Martineau DuMoulin LLP 550 Burrard Street, Suite 2900 Vancouver, BC V6C 0A3 Tel. No. 604.631.3171</p> <p>Attention: Erika Swinton</p> <p>Email: eswinton@fasken.com</p> <p><i>Counsel for Lane Construction Services Ltd.</i></p>
<p>Kornfeld LLP 505 Burrard St #1100 Vancouver, BC V7X 1M5 Tel. No. 604.331.8300</p> <p>Attention: Shane Coblin & Milaad Hashmi</p> <p>Email: scoblin@kornfeldllp.com mhashmi@kornfeldllp.com kanan@kornfeldllp.com</p> <p><i>Counsel for Gatland Development Corporation</i></p>	<p>Nathan, Schachter & Thompson LLP 900 Howe St Suite 750 Vancouver, BC V6Z 2M4 Tel. No. 778.328.8940</p> <p>Attention: Peter J. Reardon</p> <p>Email: preardon@nst.ca</p> <p><i>Counsel for James Holdings Ltd.</i></p>
<p>Ministry of the Attorney General (British Columbia) Legal Services Branch, Ministry of Attorney General PO Box 9280 Stn Prov Govt Victoria, BC, V8W 9J7</p> <p>Attention: Andrea Glen</p> <p>Email: AGLSBRevTaxInsolvency@gov.bc.ca Aaron.Welch@gov.bc.ca Carmen.Saldivia@gov.bc.ca</p>	<p>Borden Ladner Gervais LLP 1200 – 200 Burrard Street Vancouver, BC V7X 1T2 Telephone: 604 640 4078</p> <p>Attention: Kendall E. Andersen</p> <p>Email: KAndersen@blg.com</p> <p><i>Counsel for Maynbridge Capital Inc.</i></p>

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SCHEDULE "B"

NO. S-258845
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THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
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BROADWAY & BIRCH LIMITED PARTNERSHIP

PETITIONERS

ORDER MADE AFTER APPLICATION
(STAY EXTENSION ORDER)

BEFORE) THE HONOURABLE JUSTICE MASUHARA) [-]/MAY/2026
))

ON THE APPLICATION of the Petitioners coming on for hearing at Vancouver, British Columbia, on the [-] day of May, 2026; AND ON HEARING John Sandrelli and Eamonn Watson, counsel for the Petitioners and those other counsel listed on **Schedule "A"** hereto; AND UPON READING the material filed, including Affidavit #4 of Thomas James Pappajohn made May 21, 2026, and the Fourth Report of the Monitor dated May [-], 2026; AND PURSUANT to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "CCAA"), the British Columbia *Supreme Court Civil Rules* and the inherent jurisdiction of this Honourable Court;

THIS COURT ORDERS AND DECLARES THAT:

SERVICE

1. The time for service of the Notice of Application filed May [-], 2026, and the materials filed in support thereof (collectively, the "**Application**") is hereby abridged such that service of the Application is declared to be good and sufficient and the Application is properly returnable today, and service thereof upon any interested party other than those parties on the Service List (as defined in the Amended and Restated Initial Order of this Court granted December 4, 2025 (the "**ARIO**")) maintained by the Monitor for these proceedings is hereby dispensed with.

STAY EXTENSION

2. The Stay Period (as defined in the ARIO) is hereby extended up to and including July 31, 2026.

GENERAL

3. THIS COURT REQUESTS the aid and recognition of other Canadian and foreign Courts, tribunal, regulatory or administrative bodies, including any Court or administrative tribunal of any federal or State Court or administrative body in the United States of America, to act in aid of and to be complementary to this Court in carrying out the terms of this Order where required. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Petitioners and to the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Monitor in any foreign proceeding, or to assist the Petitioners and the Monitor and their respective agents in carrying out the terms of this Order.

4. Endorsement of this Order by counsel appearing on this application other than counsel for the Petitioners is hereby dispensed with.

5. This Order and all of its provisions are effective as of 12:01 a.m. local Vancouver time on the date hereof.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

Signature of Eamonn Watson
Lawyer for the Petitioners

BY THE COURT

REGISTRAR

Schedule "A"

(List of Counsel)

Counsel Name	Appearing For
Colin Brousson	Alvarez & Marsal Canada Inc., in its capacity as the Monitor
Tommy Chan	British Columbia Housing Management Commission
Salman Bhura	Metro-Can Construction (BB) Ltd.
Vicki Tickle	CMLS Financial Ltd. as servicer for Computershare Trust Company of Canada
Robert Rogers	Argo Ventures Inc.

NO. S-258845
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BROADWAY & BIRCH LIMITED PARTNERSHIP

PETITIONERS

**ORDER MADE AFTER APPLICATION
STAY EXTENSION ORDER**

DENTONS CANADA LLP
BARRISTERS & SOLICITORS
20th Floor, 250 Howe Street
Vancouver, British Columbia V6C 3R8
Attn: John Sandrelli and Eamonn Watson