



**SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

COUNSEL SLIP / ENDORSEMENT

COURT FILE NO.: CV-22-00691990-00CL DATE: 16 March 2023

NO. ON LIST: 1

TITLE OF PROCEEDING: **DCL Corporation**

BEFORE JUSTICE: **OSBORNE**

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party, Crown:

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For Defendant, Respondent, Responding Party, Defence:

Name of Person Appearing	Name of Party	Contact Info
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	Term Loan Agent	
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ENDORSEMENT OF JUSTICE OSBORNE

1. This hearing was scheduled for a sale approval motion by DCL, the Applicant.
2. On February 27, 2023, I approved a Stalking Horse APA and a sales process. Defined terms in this Endorsement have the meaning given to them in my Endorsement of February 27 unless otherwise indicated.
3. The sales process has now been completed and no other bids were received. Accordingly, the Applicant is working towards completing the Stalking Horse APA, with the support of the Term Loan Lenders and Term Loan Agent, the Pre-Petition Agent and DIP Agent as well as the Purchaser.
4. Mechanical, housekeeping and external issues have arisen which require resolution prior to sale approval, however, with the result that today, the Applicant seeks an adjournment of the sale approval motion and a short stay extension to permit these issues to be resolved. This extension will obviously necessitate amendments to the terms of the DIP financing and terms as well as the APA.
5. I am satisfied that the Applicant continues to work in good faith and that all economic parties are committed to resolving the outstanding issues and documentation; an agreement in principle having been reached.
6. The Monitor is involved in the process and supports this approach. Cash Flow Forecasts indicate sufficient cash to maintain operations during the proposed state extension.
7. The parties noted above also support the relief requested by the Applicant and no party opposes it.
8. I am satisfied that the stay should be extended, and is hereby extended, until March 31, 2023.
9. I am advised by counsel that the US Bankruptcy Court has adjourned the sale approval motion to be heard on March 29, and to coordinate the proceedings in the two Courts I have scheduled the return of the sale approval motion adjourned today to be heard before me on **March 29, 2023 commencing at 9 AM via Zoom.**

10. Order to go in the form signed by me today which is effective immediately and without the necessity of issuing and entering.

Olsen, J.