



ONTARIO SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

COUNSEL SLIP/ENDORSEMENT

COURT FILE
NO.:

CV-25-00738613-00CL

DATE:

July 22, 2025

NO. ON LIST: 1

TITLE OF PROCEEDING:
BEFORE JUSTICE:
In Re: HUDSON'S BAY COMPANY
Justice OSBORNE

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party, Crown:

Name of Person Appearing	Name of Party	Contact Info
Ashley Taylor	Counsel for Hudson's Bay	ataylor@stikeman.com

For Defendant, Respondent, Responding Party, Defence:

Name of Person Appearing	Name of Party	Contact Info
David Bish Jeremy Opolsky	Counsel for Cadillac Fairview	dbish@torys.com jopolsky@torys.com
D.J. Miller Andrew Nesbitt	Counsel for Oxford Properties et al	djmiller@tgf.ca anesbitt@tgf.ca
Janet Lee Micah Ryu Graham Phoenix	Counsel for Ruby Liu Commercial Corp.	janetlee@mbb.ca micahryu@mbb.ca gphoenix@ln.law
Emily Lewsen	Counsel for Employee Representatives	elewsen@upfhlaw.ca
Jeremy Dacks Dave Rosenblat	Counsel for Pathlight Capital	jdacks@osler.com drosenblat@osler.com
Brendan Jones John Wolf	Counsel for landlords QuadReal Property Group and Primaris REIT	bjones@blaney.com jwolf@blaney.com
Matthew Lerner Brian Kolenda Christopher Yung Julien Sicco	Counsel for ReStore Capital LLC	mlerner@litigate.com bkolenda@litigate.com cyung@litigate.com jsicco@litigate.com
Matthew Gottlieb	Counsel for KingSett Capital	mgottlieb@lolg.ca

Annency Pang		apang@lolg.ca
Angela Hou	Counsel for Telus Health	ahou@mintz.com
Linda Galessiere	Counsel for Ivanhoe Cambridge and Morguard Investments (Landlords)	lgalessiere@cglegal.ca
Lindsey Miller	Counsel for West Edmonton Mall Property Inc.	lmiller@fieldlaw.com

For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Doug Fenton Mike Shakra	Counsel to the Monitor	fentond@bennettjones.com shakram@bennettjones.com

ENDORSEMENT OF JUSTICE OSBORNE:

1. This case conference was requested to address scheduling of two motions: the motion of the FILO Agent (for an order terminating the Central Walk Asset Purchase Agreement, directing the Monitor to disclaim the leases and other relief); and the motion of the Applicants for approval of the Central Walk APA.
2. The Central Walk parties have now retained counsel who was present in Court today. A Notice of Appearance will be delivered forthwith.
3. Having reviewed the aides memoire filed and considered the submissions of the parties, the following schedule is endorsed:
 - a. Applicants' motion record, together with any evidence from Central Walk and other supporting parties, to be delivered by July 29;
 - b. all responding materials, including for greater certainty responding materials in respect of both the motion of the FILO Agent and the Applicants, to be delivered no later than 12 PM noon on August 9;
 - c. any reply materials to be delivered by August 12;
 - d. all examinations, including cross examinations and rule 39.03 examinations if any, to be conducted on August 14, 15 and 18 as necessary according to a schedule agreed upon by the parties acting reasonably, and coordinated by the Monitor;
 - e. Monitor's Report to be delivered no later than August 20;
 - f. facta of the Applicants and any supporting parties in respect of the Applicants' Motion and facta of the FILO Agent in respect of its motion to be delivered no later than August 21;
 - g. facta of responding parties on either or both motions to be delivered no later than August 25;
 - h. reply facta, if any, not to exceed five pages in length, to be delivered no later than August 27; and
 - i. both motions to be heard on August 28, and if necessary, August 29 commencing at 10 AM at the Courthouse.
4. All parties will ensure that their materials are uploaded to Case Centre by the above noted deadlines.

5. I am advised that the “Outside Date” defined in the Central Walk APA, which is apparently the date by which that transaction is required as a term of the APA to close (which in turn assumes prior Court approval) currently expires on August 7, 2025. The above schedule is made on the basis that the Applicants and the Central Walk counterparties will consent to an extension of the Outside Date to accommodate the above schedule and a reasonable opportunity for the Court to render a decision thereafter. Those parties are seeking instructions in that regard. If the Outside Date is not agreed to be extended, the Monitor may schedule a case conference before me to amend the schedule as appropriate.
6. The Central Walk parties have undertaken to deliver a revised business plan to the Applicants by July 25, and confirmed to the Court that it will be delivered by that date.
7. Counsel for the Central Walk parties is considering their position with respect to whether the correspondence from those parties to the Court on July 11 can be produced in full or whether there are any concerns of privilege attached thereto.
8. Questions of the Monitor will be put and answered in writing.
9. If directions are required with respect to any rule 39.03 examination, a case conference to address that issue only may be scheduled through counsel to the Monitor and the Commercial List office.

Oliver J.