



ONTARIO SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

COUNSEL/ENDORSEMENT SLIP

COURT FILE NO.: CV-25-00738613-00CL

DATE: January 16, 2026

NO. ON LIST: 2

TITLE OF PROCEEDING:

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

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF 1242939 B.C. UNLIMITED LIABILITY COMPANY, 1241423 B.C. LTD., 1330096 B.C. LTD., 1330094 B.C. LTD., 1330092 B.C. UNLIMITED LIABILITY COMPANY, 1329608 B.C. UNLIMITED LIABILITY COMPANY, 2745263 ONTARIO INC., 2745270 ONTARIO INC., SNOSPMIS LIMITED, 2472596 ONTARIO INC., and 2472598 ONTARIO INC.

BEFORE: JUSTICE KIMMEL

PARTICIPANT INFORMATION

For Plaintiff, Applicant, Moving Party:

Name of Person Appearing	Name of Party	Contact Info
NICK AVIS	1242939 B.C. UNLIMITED LIABILITY COMPANY et. al	Navis@stikeman.com

For Defendant, Respondent, Responding Party:

Name of Person Appearing	Name of Party	Contact Info
THOMAS GRAY	Lawyer for the Monitor – Alvarez & Marsal Canada Inc	GaryT@bennettjones.com
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For Other, Self-Represented:

Name of Person Appearing	Name of Party	Contact Info
Greg Karpel	Monitor - Alvarez & Marsal Canada Inc	gkarpel@alvarezandmarsal.com

ENDORSEMENT OF JUSTICE KIMMEL:

- [1] Alvarez & Marsal Canada Inc. ("A&M"), in its capacity as the monitor of 1242939 B.C. Unlimited Liability Company (f/k/a Hudson's Bay Company ULC Compagnie De La Baie D'Hudson SRI) ("Hudson's Bay"), 1241423 B.C. Ltd., 1330096 B.C. Ltd., 1330094 B.C. Ltd., 1330092 B.C. Unlimited Liability Company, 1329608 B.C. Unlimited Liability Company, 2475263 Ontario Inc., 2745270 Ontario Inc., Snospmis Limited, 2472596 Ontario Inc., and 2472598 Ontario Inc. (collectively, the "Applicants") seeks relief from the Ontario Superior Court of Justice to prevent litigation from being further pursued in Quebec in contravention of Orders granted by this Court in the Applicants' ongoing proceedings under the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36 (the "CCAA").
- [2] Capitalized terms not otherwise defined in this endorsement shall have the meanings ascribed to them in the Monitor's Twelfth Report dated January 9, 2026 (the "Twelfth Report") and Supplement to the Twelfth Report dated January 14, 2026.
- [3] The requested "Stay Confirmation Order" seeks, among other things, an order:
- (a) confirming and declaring that the Stay of Proceedings ordered in this Ontario proceeding applies to the proceedings before the Court of Quebec, District of Trois-Rivières - No: 400-22-011943-251 (the "Quebec Proceedings", as defined in the Twelfth Report) and that Glasses Gallery shall not commence or continue any related claim against the Applicants or the Monitor in accordance with the terms of the Amended and Restated Initial Order granted by this Court on March 21, 2025 (the "ARIO") (i.e., without leave of the Court or the written consent of the Applicants and the Monitor); and
 - (b) directing Glasses Gallery to forthwith withdraw the Quebec Proceedings, and in any event no later than 3 business days from the date of the Stay Confirmation Order, and provide the Monitor and the Applicants with evidence of such withdrawal immediately thereafter.
- [4] The court was advised on the morning of the hearing that counsel of record for Glasses Gallery in the Quebec Proceedings had requested on behalf of Glasses Gallery that this motion be adjourned for two weeks because their Quebec counsel does not represent Glasses Gallery in this proceeding and their client is in the process of retaining legal counsel in Ontario. Quebec counsel indicated that he could not obtain instructions from his client to agree to the request from the Monitor's counsel that Glasses Gallery agree not to take any steps in the Quebec Proceedings during the period of the adjournment.
- [5] No lawyer or representative of Glasses Gallery appeared at this hearing.

- [6] The only information that the Monitor has about the next scheduled events in the Quebec Proceedings is an application to transfer the Modified Originating Application commenced in the Court of Quebec, District of Trois-Rivières to the Superior Court of Quebec, which application to transfer had last been adjourned to February 4, 2026.
- [7] After considering various options suggested by the Monitor, it was determined that the appropriate course of action in the circumstances is, in the absence of any assurance or undertaking from Glasses Gallery and given the upcoming February 4, 2026 hearing date, to briefly adjourn this motion to afford Glasses Gallery the opportunity to retain and instruct Ontario counsel as they have indicated they wish to do, upon the terms detailed below in bold to preserve the *status quo* during the pendency of this brief adjournment.
- [8] Accordingly, the Monitor's motion for a Stay Confirmation Order is adjourned to January 27, 2026 at 11:00 a.m. (for 90 minutes), with a deadline for any responding material (including any evidence and/or a factum) to be served and filed by January 22, 2025 at 2:30 p.m., to allow time for a brief reply from the Monitor, if determined to be necessary, to be served and filed by January 26, 2026 at 12:00 p.m. Counsel for the Monitor shall ensure that all material that is served for this motion has been uploaded into the appropriate hearing bundle in Case Center for the January 27, 2026 hearing by 2:00 p.m. on January 26, 2026.
- [9] The terms that the court imposed upon the granting of this adjournment (per Rule 37.13 of the *Rules of Civil Procedure*) that is granted at the request of Glasses Gallery are as follows:

This Court directs that Glasses Gallery shall not take any further action or step against the Applicants or the Monitor in any proceedings, including any action or step to advance the Quebec Proceedings (as defined in the 12th Report of the Monitor), pending a determination by this Court of the Monitor's Motion following the hearing scheduled for January 27, 2026.

This direction is without prejudice to any position that Glasses Gallery may wish to take at the return of the Monitor's motion.

- [10] This endorsement and the directions and terms contained in it shall have the immediate effect of a court order without the necessity of a formal order.
- [11] The Monitor shall provide a copy of this endorsement to Gallery Glasses and its Quebec counsel and to the entire updated service list.

Date: Jan 16, 2026



Jessica Kimmel