

Court File No. CV-22-00691990-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

B E T W E E N:

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 1000156489 ONTARIO INC.

Applicant

**MOTION RECORD OF THE MONITOR
(Distribution and Stay Extension Motion, returnable
January 30, 2026)**

January 26, 2026

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1000156489 Ontario Inc. (f/k/a DCL
Corporation) and not in its personal or
corporate capacity

Court File No.: CV-22-00691990-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

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 1000156489 ONTARIO INC. (the
“Applicant”)

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(as at January 26, 2026)

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Applicant

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TAB 1

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Applicant

**NOTICE OF MOTION
(Distribution and Stay Extension)**

Alvarez & Marsal Canada Inc. (“**A&M**”), in its capacity as court-appointed monitor of the Applicant (in such capacity, the “**Monitor**”), pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the “**CCAA**”), will make a Motion before a Judge of the Commercial List on Friday, January 30, 2026 at 12:00 p.m., or as soon after that time as the Motion can be heard.

PROPOSED METHOD OF HEARING: The Motion is to be heard

- ☐ In writing under subrule 37.12.1(1);
- ☐ In writing as an opposed motion under subrule 37.12.1(4);
- ☐ In person;
- ☐ By telephone conference;
- ☒ By video conference.

at the following location

<https://ca01web.zoom.us/j/64172244590?pwd=OHg5VkFZNIRHb3FPdFcxaVY4dnRRZz09#success>

THE MOTION IS FOR

1. An Order, substantially in the form of the draft order included in the Motion Record (the “**Distribution Order**”), among other things:

- (a) authorizing and empowering the Monitor to make one or more distributions to each of the Unsecured Creditors (defined below) holding a Proven Claim (defined below) on a *pro rata, pari passu* basis in accordance with the Proposed Distribution Methodology (defined below) and approving the fees and activities of the Monitor and its counsel; and

2. An Order, substantially in the form of the draft order included in the Motion Record (the “**Stay Extension Order**”), among other things:

- (a) abridging the time for, and validating service of, this Notice of Motion and supporting materials such that the motion is properly returnable on January 30, 2026 and dispensing with further service thereof;
- (b) extending the Stay Period (defined below) until and including June 30, 2026; and

3. Such further and other Relief as to this Honourable Court may seem just.

THE GROUNDS FOR THE MOTION ARE¹

1. On December 20, 2022 (the “**Petition Date**”), 1000156489 Ontario Inc. (f/k/a DCL Corporation) (the “**Applicant**”) obtained an initial order (the “**Initial Order**”) from the Ontario Superior Court of Justice (Commercial List) (the “**Court**”) under the CCAA. The proceedings commenced thereby are referred to herein as the “**CCAA Proceedings**”. Among other things, the Initial Order appointed A&M as Monitor in the CCAA Proceedings;
2. On the Petition Date, HIG Colors Holdings and certain of its U.S.-based subsidiaries (collectively, the “**Chapter 11 Debtors**”) each filed voluntary petitions for relief under Chapter 11 of the U.S. Bankruptcy Code in the United States Bankruptcy Court for the District of Delaware (such proceedings, the “**Chapter 11 Proceedings**”, and together with the CCAA Proceedings, the “**Restructuring Proceedings**”);
3. On December 29, 2022, the Applicant obtained an amended and restated Initial Order (the “**Amended and Restated Initial Order**”) that, among other things, approved the DIP Facility and the Final DIP Credit Agreement, and extended the Stay Period (each as defined in the Amended and Restated Initial Order);
4. The DCL Group conducted a sales process in the Restructuring Proceedings that culminated in a transaction (the “**Transaction**”) with Pigments Services, Inc. On March 29, 2023, this Court issued an Order, which, among other things, approved the Transaction. The Transaction closed on April 14, 2023;

¹ All capitalized terms not otherwise defined have the meanings given to them in the Eleventh Report of the Monitor dated January 26, 2026 (the “**Eleventh Report**”).

5. On May 8, 2023, this Court issued an Order (the “**Expanded Powers Order**”), which, among other things, granted the Monitor the Expanded Powers (as defined and described in the Fifth Report of the Monitor), expanding the powers of the Monitor to, among other things, oversee the wind-down activities of the Applicant;

6. On June 20, 2023, this Court issued an Order, which, among other things: (i) granted the Claims Procedure by which creditors could file claims against the Applicant, or against the Applicant’s Directors or Officers, as applicable; and (ii) extended the Stay Period until and including December 31, 2023. The Stay Period was subsequently extended by Orders of this Court to and including January 31, 2025. Following the completion of the Claims Procedure, the total resolved Claim amount totals approximately \$31.1 million;

7. The Applicant is the sponsor of various registered pension plans, including two defined benefit plans, being: (i) the Hourly DB Plan; and (ii) the Salaried DB Plan (collectively, the “**Plans**”). On January 28, 2025, this Court issued: (i) an Order, which, among other things, extended the Stay Period until August 29, 2025; and (ii) an Order (the “**Representative Counsel Order**”), which, among other things, appointed Ursel Phillips Fellows Hopkinson LLP as representative counsel (the “**Representative Counsel**”) to represent the interests of all members of the Salaried DB Plan and the Hourly DB Plan in the CCAA Proceedings (collectively, the “**Represented Parties**”), solely with respect to pension surplus entitlements of the Represented Parties under the Salaried DB Plan and the Hourly DB Plan, as applicable;

8. Pursuant to the authority granted in the Expanded Powers Order, the Monitor, on behalf of the Applicant, commenced a process with Representative Counsel to negotiate a consensual split of the surplus assets held in each of the Plans. On August 25, 2025, this Court granted: (i) an Order

(the “**Settlement Approval Order**”), which, among other things, approved the Surplus Sharing Agreement dated August 18, 2025 (the “**Settlement Agreement**”) between Representative Counsel and the Applicant, and declared that the Applicant is entitled to the surplus in the Plans for the purposes of paragraph 79(3)(b) of the *Pension Benefits Act*; and (ii) an Order extending the Stay Period until and including January 31, 2026;

9. The Settlement Agreement required, among other things, that following the granting of the Settlement Approval Order, the Monitor, on behalf of the Applicant, would seek the CEO of FSRA’s approval for the payment of 55% of the Net Surplus to the Monitor (the “**Company Share**”), and 45% of the Net Surplus to the Represented Parties. On November 7, 2025, the Monitor filed surplus applications with FSRA, requesting distribution of the surplus in the Plans in accordance with the Settlement Approval Order;

10. On January 9, 2026, FSRA served its consent orders for each of the Hourly DB Plan and the Salaried DB Plan for payment of surplus to the Monitor (a) in respect of the Hourly DB Plan in the amount of \$920,505; and (b) in respect of the Salaried DB Plan in the amount of \$1,393,335, each as at September 30, 2025 (i.e., being the 55% Company Share), plus investment earnings and adjusted for expenses to the date of payment;

Distribution Order

11. The Monitor proposes that this Court grant the proposed Distribution Order, which, among other things, authorizes and empowers the Monitor, for and on behalf of the Applicant, to make one or more cash distributions from the CCAA Cash Pool (including any tax refunds received by the Applicant in respect of any such distributions and any returned or undeliverable distributions) to each of the Applicant’s unsecured creditors (each, an “**Unsecured Creditor**”) holding a proven

claim in the Claims Procedure (each, a “**Proven Claim**”) on a *pro rata, pari passu* basis, in full and final satisfaction of such claims, in accordance with a distribution methodology (the “**Proposed Distribution Methodology**”), as set out in the Eleventh Report;

12. Following payment of the surplus in each of the Hourly DB Plan and Salaried DB Plan to the Monitor, approximately \$2.2 million of funds (net of accrued unpaid professional fees and the fees to complete the remaining wind-down activities) are estimated to be available for distribution. Each Unsecured Creditor with a Proven Claim is projected to receive a recovery of approximately 7.1% of their accepted Claim amount;

13. Pursuant to the proposed Distribution Order, the Monitor, on behalf of the Applicant, is authorized to establish, hold and maintain a reserve from the funds held by the Monitor on behalf of the Applicant, and distributable to Unsecured Creditors, to pay all remaining professional fees and disbursements of counsel to the Applicant, the Monitor and counsel to the Monitor in respect of the CCAA Proceedings and other costs for completion of the wind-down of the CCAA Proceedings (the “**Administrative Reserve**”). The Monitor currently estimates the Administrative Reserve to be \$500,000;

14. The Monitor is of the view that the Proposed Distribution Methodology is fair and allows for distributions in an efficient manner;

15. If the proposed Distribution Order is granted, this will facilitate the wind-down of the Applicant’s estate in a timely manner and the termination of the CCAA Proceedings;

Approval of Monitor's Fees and Activities

16. The Monitor requests the approval of the fees and disbursements of the Monitor and its counsel, as set out in the fee affidavits attached to the Eleventh Report, pursuant to the proposed Distribution Order;

17. The total fees of the Monitor during the period from December 7, 2022 to January 17, 2026 amount to \$950,437.00, together with disbursements in the amount of \$18,850.55, both excluding sales taxes;

18. The total fees of Osler during the period from December 20, 2022 to December 31, 2025 amount to \$986,677.50, together with disbursements in the amount of \$2,720.79, both excluding sales taxes;

19. The Monitor has reviewed the Osler Accounts and confirms that the services reflected therein have been duly authorized and duly rendered and that, in the Monitor's opinion, the charges are reasonable;

20. The Monitor is also requesting approval of the Prior Reports which have not yet been approved in the CCAA Proceedings, which include the Seventh Report, Eighth Report, Ninth Report, Tenth Report and the Eleventh Report, and the activities of the Monitor described therein;

Extension of Stay Period

21. The Stay Period currently expires on January 31, 2026;

22. The Monitor proposes that this Court extend the Stay Period until and including June 30, 2026;

23. The stay of proceedings should provide the time necessary for the Monitor to effect the distributions in accordance with the Distribution Order, if granted;
24. The stay of proceedings is required to provide the necessary stability and certainty to enable the Monitor to facilitate the wind-down of the CCAA Proceedings;
25. The amounts currently held by the Monitor are expected to provide sufficient liquidity to fund the remaining costs anticipated to be incurred to complete the wind-down of the CCAA Proceedings (and any related wind-down proceedings such as formal bankruptcies);
26. The Applicant, with the assistance and oversight of the Monitor, continues to act in good faith and with due diligence;

Other Grounds

27. The provisions of the CCAA, and the statutory, inherent and equitable jurisdiction of this Honourable Court;
28. Rules 1.04, 1.05, 2.03, 3.02, 16 and 37 of the *Rules of Civil Procedure*, R.R.O. 1990, Reg. 194, as amended, and section 106 of the *Courts of Justice Act*, R.S.O. 1990, c. C.43, as amended; and
29. Such further and other grounds as counsel may advise and this Honourable Court may permit.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of the Motion:

1. The Eleventh Report of the Monitor dated January 26, 2026; and

2. Such further and other evidence as counsel may advise and this Honourable Court may permit.

January 26, 2026

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solely in its capacity as Monitor of
1000156489 Ontario Inc. (f/k/a DCL
Corporation) and not in its personal or
corporate capacity

TO: SERVICE LIST

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

Court File No.: CV-22-00691990-00CL

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
1000156489 ONTARIO INC.

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

Proceeding commenced at Toronto

**NOTICE OF MOTION
(Distribution and Stay Extension)**

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TAB 2

Court File No. CV-22-00691990-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE

)

FRIDAY, THE 30TH

)

JUSTICE KIMMEL

)

DAY OF JANUARY, 2026

B E T W E E N:

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 1000156489 ONTARIO INC.

Applicant

DISTRIBUTION ORDER

THIS MOTION made by Alvarez & Marsal Canada Inc., in its capacity as monitor (in such capacity, the “**Monitor**”) of 1000156489 Ontario Inc. (f/k/a DCL Corporation) (the “**Company**”), pursuant to the *Companies' Creditors Arrangement Act*, R.S.C., 1985, c. C-36, as amended (the “**CCAA**”), for an order, *inter alia*, (i) approving an extension of the Stay Period; (ii) approving the Proposed Distribution Methodology; (iii) authorizing and empowering the Monitor, for and on behalf of the Company, to make one or more cash distributions to unsecured creditors of the Company; (iv) approving the Administrative Reserve (as defined below); (v) approving the Monitor’s Reports (as defined below) and the activities described therein, (vi) approving the fees and disbursements of the Monitor and the Monitor’s legal counsel, Osler, Hoskin and Harcourt LLP (“**Monitor’s Counsel**”), as described in the Elventh Report (as hereinafter defined) and the affidavits sworn in support thereof; and (vii) granting certain related relief; was heard this day by judicial video conference via Zoom in Toronto, Ontario.

ON READING the Notice of Motion, the Eleventh Report of the Monitor dated January 26, 2026 and the appendices thereto (the “**Eleventh Report**”), the affidavit of Joshua Nevsky sworn January 26, 2026 and the exhibits thereto (the “**Nevsky Fee Affidavit**”), the affidavit of Martino Calvaruso sworn January 26, 2026 and the exhibits thereto (the “**Calvaruso Fee Affidavit**”), and on hearing the submissions of counsel for the Monitor and Ursel Phillips Fellows Hopkinson LLP, in its capacity as Representative Counsel (the “**Representative Counsel**”), and such other counsel as were present, no one else appearing although duly served as appears from the Affidavit of Service of [Marleigh Dick] sworn January [26], 2026:

SERVICE AND DEFINITIONS

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record is hereby abridged and validated so that this Motion is properly returnable today and hereby dispenses with further service or notice thereof.
2. **THIS COURT ORDERS** that capitalized terms used herein that are not otherwise defined have the meanings ascribed to them in the Eleventh Report or the Amended and Restated Initial Order dated December 29, 2022 (as amended from time to time, the “**Amended and Restated Initial Order**”), as applicable.

DISTRIBUTIONS

3. **THIS COURT ORDERS** that the Proposed Distribution Methodology for the distributions to be made under this Order, as set out in the Eleventh Report, is hereby approved, and the Monitor is authorized and empowered to establish, hold and maintain the Administrative Reserve and make payments therefrom, in each case in accordance with the Proposed Distribution Methodology.
4. **THIS COURT ORDERS** that the Monitor, for and on behalf of the Company, is hereby authorized and empowered to make one or more cash distributions to each Unsecured Creditor holding a Proven Claim on a *pro rata, pari passu* basis, in accordance with the Proposed Distribution Methodology in full and final satisfaction of such claims, from the CCAA Cash Pool

(including any tax refunds received by the Company in respect of any such distributions and any returned or undeliverable distributions).

5. **THIS COURT ORDERS** that all distributions shall be made in Canadian dollars regardless of the currency indicated in the Proof of Claim, calculated by the Monitor, in accordance with paragraph 8 of the Claims Procedure Order.

6. **THIS COURT ORDERS** that, notwithstanding anything else contained in this Order or any other Order made in these CCAA Proceedings, all distributions and payments made pursuant to this Order shall be free and clear of the Charges.

7. **THIS COURT ORDERS** that, if a cheque or other instrument (a “**Cheque**”) issued to an Unsecured Creditor holding a Proven Claim pursuant to the Proposed Distribution Methodology is not presented for payment to the applicable account maintained by the Monitor within 60 days of mailing of the Cheque by the Monitor (each, an “**Uncashed Cheque**”), the Monitor is authorized and empowered to: (a) send written notice to the applicable Unsecured Creditor at the address for the Unsecured Creditor in the Monitor’s records that if the Uncashed Cheque is not deposited by the Unsecured Creditor and presented for payment to the applicable account maintained by the Monitor within 20 days of the date of mailing of such notice, the Monitor will stop payment on the Uncashed Cheque and the Unsecured Creditor will not be entitled to receive any funds pursuant to the distribution to which the Uncashed Cheque relates; and (b) if the Uncashed Cheque has not been presented for payment to the applicable account maintained by the Monitor within such 20 day period, then such Unsecured Creditor shall not be entitled to receive any funds pursuant to the distributions contemplated by this Order and the Monitor is authorized and directed to stop payment on the Uncashed Cheque. If a Cheque issued to an Unsecured Creditor holding a Proven Claim pursuant to the Proposed Distribution Methodology is returned to the Monitor, then such Unsecured Creditor shall not be entitled to receive any funds pursuant to the distribution contemplated by this Order.

8. **THIS COURT ORDERS** that the Monitor, for and on behalf of the Company, is hereby authorized and empowered to pay any *de minimis* amounts held by the Monitor following the

distributions contemplated by this Order, to a registered charity selected by the Monitor, if and when determined by the Monitor, in its sole discretion.

9. **THIS COURT ORDERS** that the Monitor or any other person facilitating distributions pursuant to this Order shall be entitled to deduct and withhold from any such distribution to an Unsecured Creditor such amounts as may be required to be deducted or withheld under any applicable law and to remit such amounts to the appropriate governmental authority or other person entitled thereto as may be required by such law.

10. **THIS COURT ORDERS** that the Monitor is hereby authorized and empowered to take any further steps that it deems necessary or desirable to complete the distributions described in this Order.

11. **THIS COURT ORDERS** that, notwithstanding:

- (a) the pendency of these CCAA proceedings;
- (b) any applications for any bankruptcy order now or hereafter issued pursuant to the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (the “**BIA**”) in respect of the Company or any of its predecessors, successors or heirs;
- (c) any bankruptcy order issued pursuant to any such applications or any subsequent assignment in bankruptcy made in respect of the aforementioned parties; and

any distributions made pursuant to this Order are final, irreversible and shall be binding upon any trustee in bankruptcy that may be appointed in respect of the Company, and shall not be void or voidable by creditors of the Company, nor shall any distribution constitute or be deemed to be fraudulent preferences, assignments, fraudulent conveyances, transfers-at-undervalue or other reviewable transactions under the BIA, CCAA or any other applicable federal or provincial legislation, nor shall it constitute oppressive or unfairly prejudicial conduct pursuant to any applicable federal or provincial laws and shall, upon the receipt thereof, be free of all claims, liens, security interests, charges or other encumbrances granted by or relating to the Company.

12. **THIS COURT ORDERS** that the Monitor, in addition to its prescribed rights, duties, responsibilities and obligations under the CCAA and any other Orders in these proceedings, is hereby authorized and empowered to take such other actions and fulfill such other roles as are contemplated by the Proposed Distribution Methodology or this Order, and the Monitor may, at any time and from time to time, seek further direction of the Court with respect to its duties or other matters in respect thereof.

13. **THIS COURT ORDERS** that in carrying out the terms of the Proposed Distribution Methodology and/or this Order, the Monitor: (a) shall have all the protections provided to it as an officer of the Court, including the protections granted pursuant to the CCAA and other Orders granted in the CCAA proceedings, including the stay of proceedings, in its favour; and (b) shall incur no liability or obligation as a result of carrying out any duties or work in connection with the Proposed Distribution Methodology and/or this Order, whether in its personal capacity or its capacity as Monitor, save and except for any gross negligence or willful misconduct on its part.

14. **THIS COURT ORDERS** that any Unsecured Creditor, whose address as indicated: (a) in the filed Proof of Claim or otherwise advised by the Unsecured Creditor in writing; or (b) on file with the Monitor on the date of a distribution, is not a Canadian address will be treated as a non-resident of Canada for purposes of any applicable non-resident withholding tax on payments hereunder, subject to receipt by the Monitor of information satisfactory to it (in its sole discretion) that such Unsecured Creditor is not a non-resident. Notwithstanding any withholding or deduction, each person receiving a distribution will have the sole and exclusive responsibility for the satisfaction and payment of any tax obligations imposed by any governmental authority (including income and other tax obligations) on account of such distribution.

15. **THIS COURT ORDERS** that any distribution of funds or payments made in accordance with this Order shall not constitute a “distribution” and the Monitor shall not constitute a “legal representative” or “representative” or similar person in respect of the Company for the purposes of Section 159 of the *Income Tax Act* (Canada), Section 270 of the *Excise Tax Act* (Canada), Section 86 of the *Employment Insurance Act* (Canada), Section 23 of the *Canada Pension Plan*, Section 22 of the *Retail Sales Tax Act* (Ontario), Section 107 of the *Corporations Tax Act* (Ontario), or any other similar federal, provincial or territorial tax legislation in Canada that the

Company conducted business in (collectively, the “**Statutes**”), and the Monitor in making any such payment or deliveries of funds in accordance with this Order is not “distributing”, nor shall it be considered to have “distributed”, such funds or assets for the purposes of the Statutes, and the Monitor shall not incur any liability under the Statutes for making any payments or deliveries in accordance with this Order or failing to withhold amounts, ordered or permitted hereunder, and the Monitor shall not have any liability for any of the Company’s tax liabilities regardless of how or when such liabilities may have arisen, and is hereby forever released, remised and discharged from any claims against either the Monitor under or pursuant to the Statutes or otherwise at law, arising as a result of the distributions and deliveries in accordance with this Order, and any claims of such nature are hereby forever barred.

APPROVAL OF THE MONITOR’S REPORTS AND ACTIVITIES AND FEES

16. **THIS COURT ORDERS** that the Seventh Report of A&M in its capacity as Monitor, dated December 1, 2023 (the “**Seventh Report**”), Eighth Report of A&M in its capacity as Monitor, dated June 18, 2024 (the “**Eighth Report**”), Ninth Report of A&M in its capacity as Monitor, dated January 21, 2025 (the “**Ninth Report**”), Tenth Report of A&M in its capacity as Monitor, dated August 18, 2025 (the “**Tenth Report**”), and the Eleventh Report (collectively with the Seventh Report, Eighth Report, Ninth Report and Tenth Report, the “**Reports**”) and the actions, activities and conduct of the Monitor set out therein, are hereby ratified and approved. The Monitor, in its personal capacity and only with respect to its own personal liability, shall only be entitled to rely upon or utilize in any way such approval.

APPROVAL OF FEES AND DISBURSEMENTS

17. **THIS COURT ORDERS** that the fees and disbursements of the Monitor for the period from December 7, 2022 to January 17, 2026, as set out in the Nevsky Fee Affidavit, are hereby approved.

18. **THIS COURT ORDERS** that the fees and disbursements of the Monitor’s Counsel for the period from December 20, 2022 to December 31, 2025, as set out in the Calvaruso Fee Affidavit, are hereby approved.

GENERAL

19. **THIS COURT ORDERS** that this Order shall have full force and effect in all provinces and territories in Canada.

20. **THIS COURT ORDERS** that, notwithstanding any other provision of this Order, the Monitor shall remain entitled to seek advice, directions or assistance from the Court in respect of the interpretation and implementation of this Order and the performance by Monitor of its obligations under this Order and any other matters that pertain to the distributions authorized by this Order.

21. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States, to give effect to this Order and to assist the Monitor, the Company 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 Monitor, as an officer of this Court, and the Company, as may be necessary or desirable to give effect to this Order, or to assist the Monitor and the Company and their respective agents in carrying out the terms of this Order.

22. **THIS COURT ORDERS** that each of the Monitor and the Company be at liberty and is 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, and that the Monitor is authorized and empowered to act as a representative in respect of the within proceedings for the purpose of having these proceedings recognized in a jurisdiction outside Canada.

23. **THIS COURT ORDERS** that this Order and all of its provisions are effective as of 12:01 a.m. Eastern Standard/Daylight Time on the date of this Order without the need for entry or filing.

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

Court File No.: CV-22-00691990-00CL

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
1000156489 ONTARIO INC.

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**
Proceeding commenced at Toronto

DISTRIBUTION ORDER

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TAB 3

Court File No. CV-22-00691990-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

THE HONOURABLE

)

FRIDAY, THE 30TH

JUSTICE KIMMEL

)

DAY OF JANUARY, 2026

B E T W E E N:

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 1000156489 ONTARIO INC.

Applicant

**ORDER
(Stay Extension)**

THIS MOTION made by Alvarez & Marsal Canada Inc., in its capacity as monitor (in such capacity, the “**Monitor**”) of 1000156489 Ontario Inc. (f/k/a DCL Corporation) (the “**Company**”), pursuant to the *Companies' Creditors Arrangement Act*, R.S.C., 1985, c. C-36, as amended (the “**CCAA**”) for an order seeking the extension of the Stay Period to June 30, 2026, was heard this day by judicial video conference via Zoom in Toronto, Ontario.

ON READING the Notice of Motion, the Eleventh Report of the Monitor dated January 26, 2026 (the “**Eleventh Report**”), and on hearing the submissions of counsel for the Monitor and those other parties present, no one else appearing although duly served as appears from the affidavit of service of [Marleigh Dick] sworn January [●], 2026:

SERVICE

1. **THIS COURT ORDERS** that the time for service and filing of the Notice of Motion and the Motion Record is hereby abridged and validated and this Motion is properly returnable today and hereby dispenses with further service or notice thereof.

DEFINITIONS

2. **THIS COURT ORDERS** that capitalized terms used herein that are not otherwise defined have the meanings ascribed to them in the Eleventh Report.

STAY EXTENSION

3. **THIS COURT ORDERS** that the Stay Period (as defined in the Amended and Restated Initial Order dated December 29, 2022) is hereby extended until and including June 30, 2026.

AID AND RECOGNITION

4. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or outside Canada to give effect to this Order and to assist the Monitor, the Company 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 Monitor, as an officer of this Court, and the Company, as may be necessary or desirable to give effect to this Order, or to assist the Monitor and the Company and their respective agents in carrying out the terms of this Order.

5. **THIS COURT ORDERS** that this Order and all of its provisions are effective as of 12:01 a.m. (Toronto time) on the date of this Order.

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

Court File No.: CV-22-00691990-00CL

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
1000156489 ONTARIO INC.**

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

Proceeding commenced at Toronto

**ORDER
(Stay Extension)**

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

Court File No.: CV-22-00691990-00CL

**AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
1000156489 ONTARIO INC.**

***ONTARIO*
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

PROCEEDING COMMENCED AT TORONTO

**MOTION RECORD OF THE MONITOR
(Distribution and Stay Extension Motion,
returnable January 30, 2026)**

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