



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 *CANADA BUSINESS CORPORATIONS ACT*, R.S.C. 1985, c. C-44 AND  
THE *BUSINESS CORPORATIONS ACT*, S.B.C. 2002, c. 57

AND

IN THE MATTER OF SUNNIVA INC., SUNNIVA MEDICAL INC., 11111035 CANADA INC. AND  
1167025 B.C. LTD.

PETITIONERS

**MONITOR'S CERTIFICATE**

(PLAN IMPLEMENTATION)

- A. Pursuant to an Order of the Honourable Madam Justice Fitzpatrick of the Supreme Court of British Columbia (the "**Court**") dated October 9, 2020, Alvarez & Marsal Canada Inc. was appointed monitor (and, in such capacity, the "**Monitor**") of the Sunniva Inc., Sunniva Medical Inc., 11111035 Canada Inc., and 1167025 B.C. Ltd. (collectively, the "**Petitioners**").
- B. Pursuant to a further Order of the Court pronounced on February 12, 2021 (the "**Sanction Order**"), the Court, among other things: (i) sanctioned and approved the Amended Consolidated Plan of Arrangement and Compromise dated January 14, 2021 concerning and involving the Petitioners (the "**Plan**"); and (ii) authorized and directed the Monitor to file with the Court this certificate confirming the implementation of the Plan.
- C. All capitalized terms used herein but not otherwise defined have the meanings set out in the Plan.

THE MONITOR HEREBY CERTIFIES the following:

- 1. The Monitor has received from the Petitioners all cash amounts required in respect of the Priority Claims and the Restricted Distribution Reserve, and will pay such amounts in accordance with the terms and conditions of the Plan.
- 2. The Petitioners have paid all amounts secured by the CCAA Charges.
- 3. All Conditions Precedent set out in the Plan are satisfied, fulfilled or waived.

4. In accordance with the terms of the Plan and the Sanction Order, the Petitioners have successfully implemented the Plan, and the Effective Date under the Plan is the date hereof.

DATED at the City of Vancouver, in the Province of British Columbia, this 18<sup>th</sup> day of June, 2021.

**ALVAREZ & MARSAL CANADA INC.,**  
in its capacity as Monitor of the Petitioners, and  
not in its personal or corporate capacity:

Per:



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Name: Anthony Tillman

Title: Senior Vice President