

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

THE HONOURABLE
CHIEF JUSTICE MORAWETZ

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THURSDAY, THE 23rd
DAY OF JANUARY, 2020

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
LYDIAN INTERNATIONAL LIMITED, LYDIAN CANADA VENTURES CORPORATION
AND LYDIAN U.K. CORPORATION LIMITED



Applicants

ORDER

(Re Extending the Stay of Proceedings and Sealing)

THIS MOTION, made by the Applicants, pursuant to the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended (the "CCAA") was heard this day at 130 Queen Street West, Toronto, Ontario.

ON READING the Notice of Motion, the Affidavits of Edward A. Sellers sworn December 22, 2019 and January 20, 2020 (the "**Sellers Comeback Affidavit**") and the Exhibits thereto, and the First Report of Alvarez & Marsal Canada Inc. (the "**First Report**") in its capacity as monitor of the Applicants (the "**Monitor**"), and on hearing the submissions of counsel for the Applicants, counsel for the Monitor and Orion, RCF, Osisko, ING, CAT, no one appearing for any other party although duly served as appears from the affidavits of service of Sanja Sopic sworn January 21, 2020 and of Rachel Bengino sworn January 22, 2020;

EXTENSION OF STAY PERIOD

1. **THIS COURT ORDERS** that the stay period as referred to in the Amended and Restated Initial Order of Chief Justice Morawetz dated December 23, 2019 is extended until ~~February 25~~, 2020 in respect of the Applicants and the Non-Applicant Stay Parties.

MONITOR'S ACTIVITIES

2. **THIS COURT ORDERS** that the Monitor's activities, as set out in the First Report, be and are hereby approved; provided, however, that only the Monitor, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

SEALING ORDER

3. **THIS COURT ORDERS** that the unredacted BMO Engagement Letter (as defined in the Sellers Comeback Affidavit) is hereby sealed pending further Order of the Court.

4. **THIS COURT ORDERS** that the affidavit of Edward Sellers sworn January 21, 2020 and the exhibits thereto are hereby sealed pending further Order of the Court.

GENERAL

5. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada, Armenia, the Bailiwick of Jersey, the United Kingdom, or the United States to give effect to this Order and to assist the Applicants, the Monitor 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 Applicants and to the Monitor, as an officer of this Court, as may be necessary or desirable to give effect to this Order, to grant representative status to the Monitor in any foreign proceeding, or to assist the Applicants and the Monitor and their respective agents in carrying out the terms of this Order.

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ON / BOOK NO:
LE / DANS LE REGISTRE NO:

JAN 23 2020

PER / PAR:

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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 LYDIAN INTERNATIONAL LIMITED, LYDIAN CANADA VENTURES CORPORATION AND LYDIAN U.K. CORPORATION LIMITED

Court File No.: CV-19-00633392-00CL

**ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST**

Proceeding commenced at Toronto

**ORDER
(Extending Stay of Proceedings)**

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