

[REDACTED]

From: [REDACTED]
Sent: Monday, June 29, 2020 12:54 PM
To: Raj Sahni; Danish Afroz; 'RJaipargas@blg.com'; Evan Cobb; 'arnold.cohen@nortonrosefulbright.com'; 'noah.schein@nortonrosefulbright.com'
Cc: JUS-G-MAG-CSD-Toronto-SCJ Commercial List
Subject: Roberts Company Canada Limited -CCAA Initial Order - Court File No. CV20-00643158-00CL
Attachments: Initial Order - Roberts Canada Company Limited (June 29 2020 as pdf) signed.pdf

Counsel: See my endorsement below:

Endorsement of Gilmore, J.

Counsel attending this Zoom hearing were as follows:

R. Sahni and D. Afroz on behalf of the Applicant
R. Jaipargas, counsel to the Monitor, Richter
E. Cobb, A. Cohen and N. Schein counsel to Bank of America

Mr. Van Eyk and Mr. Lau from Richter also attended.

This was an Application under the *Companies' Creditors Arrangement Act* in respect of Roberts Company Canada Limited ("RCCL") The Applicants are primarily seeking a stay of proceedings for 10 days, appointment of the Monitor (Richter), and an Administration Charge of \$500,000 and a Directors' Charge of \$250,000.

I am satisfied based on the material filed that RCCL is insolvent and that the secured creditors in this case have either consented to the proposed Order or have entered into a forbearance agreement.

I am also satisfied that the Directors' Charge and the Administration Charge are reasonable for an Initial Order and in line with the principles set out in *Lydian International Limited (Re)*, 2019 ONSC 7473.

The Initial Order is attached and is in effect immediately. Since I am not sitting next week, the Comeback Hearing will be assigned to a different judge on July 8, 2020.

C. Gilmore, J.