



Court File No.: BK-22-02879869-0031

**ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)
IN BANKRUPTCY AND INSOLVENCY**

THE HONOURABLE JUSTICE
CONWAY

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)

THURSDAY, THE 12TH
DAY OF JANUARY, 2023

IN THE MATTER OF *THE BANKRUPTCY AND INSOLVENCY ACT, R.S.C. 1985, c. B-3, AS AMENDED*

AND IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF DIGITCOM TELECOMMUNICATIONS INC., A CORPORATION INCORPORATED UNDER THE LAWS OF ONTARIO

**ORDER
(Extension of Time to File a Proposal)**

THIS MOTION, made by Digitcom Telecommunications Inc. (the "**Applicant**") for an order pursuant to the *Bankruptcy and Insolvency Act, R.S.C. 1985, c. B-3, as amended* (the "**BIA**"), was heard this day by judicial videoconference via Zoom.

ON READING the Notice of Motion, the Affidavit of Boris Koechlin affirmed January 4, 2023, and the Exhibits thereto, filed, the Second Report (the "**Second Report**") of Grant Thornton Limited, in its capacity as Proposal Trustee (the "**Proposal Trustee**"), dated January 5, 2023, filed, and the Applicant's cash-flow statement, appended to the Second Report, and on hearing the submissions of counsel to the Applicant, counsel for the Proposal Trustee, counsel for The Toronto-Dominion Bank, and such other counsel that were present, no one appearing for any other party, although duly served as appears from the Affidavit of Service of Donna Kathler, sworn January 6, 2023, filed;

SERVICE

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

EXTENSION OF TIME TO MAKE A PROPOSAL

2. **THIS COURT ORDERS** that the time within which to make a proposal pursuant to section 62(1) of the BIA and the corresponding stay of proceedings provided for in section 69 of the BIA, be and are hereby extended in accordance with section 50.4(9) of the BIA to and including February 27, 2023.

APPROVAL OF THE PROPOSAL TRUSTEE'S REPORT AND ACTIVITIES

3. **THIS COURT ORDERS** that the Second Report and the activities of the Proposal Trustee, as applicable, referred to therein, be and are hereby approved; provided, however, that only the Proposal Trustee, 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.

GENERAL

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

5. **THIS COURT REQUESTS** the aid and recognition of any court, tribunal or any judicial, regulatory, or administrative body in any province or territory of Canada and the Federal Court of Canada and any judicial, regulatory, or administrative tribunal or other court constituted pursuant to the Parliament of Canada or the legislature of any province and any court or any judicial, regulatory or administrative body of the United States and the states of other subdivisions of the United States and of any other nation or state to act in aid of and to be complementary to this Court in carrying out the terms of this Order.

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

A handwritten signature in blue ink is written over a horizontal black line. The signature is cursive and appears to read "Conway".

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Proceedings commenced in Toronto

ORDER
(Extension of Time to File a Proposal)

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