

FORM 35 (RULES 8-4(1), 13-1(3) AND 17-1(2))

No. S-226284
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

Between

VANCOUVER CITY SAVINGS CREDIT UNION

Petitioner

and

CEDAR ROAD BIOENERGY INC.
SUNCURRENT INDUSTRIES INC.
PAUL LIDDY

Respondents

ORDER MADE AFTER APPLICATION

BEFORE THE HONOURABLE
JUSTICE GROVES

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) 03/OCT/2023
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)

ON THE APPLICATION of D. MANNING & ASSOCIATES INC. (“D. Manning”), in its capacity as court-appointed Receiver and Manager (the “Receiver”) of Cedar Road Bioenergy Inc. (the “Company”), coming on for hearing at ^{800 Smith Street,} Vancouver, British Columbia on this date, and on hearing Laura Buitendyk, counsel for the Receiver, and no one else appearing, although duly served; and upon reading the material filed herein, including the Receiver’s Second and Final Report dated September 13, 2023 (the “Final Report”) and affidavit #1 of S. Stephens made August 30, 2023 (the “Legal Fee Affidavit”);

THIS COURT ORDERS that:


1. The activities of the Receiver, as set out in the Receiver’s Final Report, are approved.

2. The fees and disbursements of the Receiver and its counsel, as set out in the Final Report and the Legal Fee Affidavit, including the estimate of fees to conclude the within receivership proceedings (the “**Final Professional Amounts**”), are approved, and the Receiver is authorized to pay the Final Professional Amounts to itself and its counsel.
3. After payment of the Final Professional Amounts to the Receiver and its counsel, the Receiver is directed and authorized, without further order of this court, to distribute the balance of the funds held by the Receiver to the petitioner, Vancouver City Savings Credit Union.
4. The Receiver is hereby discharged as Receiver of the assets and property of the Company, provided that notwithstanding its discharge herein: (a) the Receiver shall remain receiver for the performance of such incidental duties as may be required to complete the administration of the receivership herein; and (b) the Receiver shall continue to have the benefit of the provisions of all orders made in this proceeding, including all approvals, protections and stays of proceedings in favour of D. Manning in its capacity as Receiver.
5. D. Manning is hereby released and discharged from any and all liability that it now has or may hereafter have by reason of, or in any way arising out of, the acts or omissions of D. Manning while acting in its capacity as the Receiver in the within proceedings, save and except for any gross negligence or wilful misconduct on the Receiver’s part. Without limiting the generality of the foregoing, D. Manning is hereby forever released and discharged from any and all liability relating to matters that were raised, or which could have been raised, in the within receivership proceeding, save and except for any gross negligence or wilful misconduct on the Receiver’s part.
6. This Court hereby requests the aid and recognition of any court, tribunal, regulatory or administrative body, wherever located, to give effect to this Order and to assist the Receiver and its 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 Receiver, as an officer of this Court, as may

be necessary or desirable to give effect to this Order or to assist the Receiver and its agents in carrying out the terms of this Order.

- 7. The Receiver has liberty to apply for such further or other directions or relief as may be necessary or desirable to give effect to this Order.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:



Signature of lawyer for the Receiver, D.
Manning & Associates Inc.,
Laura Buitendyk

By the Court.


Registrar



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OWEN BIRD LAW CORPORATION

P.O. Box 1

Vancouver Centre II

2900 – 733 Seymour Street

Vancouver, BC V6B 0S6

Attention: Scott H. Stephens

File No. 23024-0135
