



COURT FILE NUMBER	2401-04031
COURT	COURT OF KING'S BENCH OF ALBERTA
JUDICIAL CENTRE	CALGARY
PLAINTIFF	ROYAL BANK OF CANADA
DEFENDANTS	RURAL ROAD CONSTRUCTION LTD. AND KEITH TERENCE HALL
APPLICANT	1747597 ALBERTA LTD.
RESPONDENTS	RURAL ROAD CONSTRUCTION LTD. AND KEITH TERENCE HALL
DOCUMENT	<b>ORDER TO AMEND STYLE OF CAUSE AND DISCHARGE RECEIVER</b>
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	MILLER THOMSON LLP Barristers and Solicitors 525-8 <sup>th</sup> Avenue SW Calgary, AB, T2P 1G1  Attention: James W. Reid / Pavin Takhar  Phone: 403-298-2418 / 403-298-2432 E-mail: <a href="mailto:jwreid@millerthomson.com">jwreid@millerthomson.com</a> / <a href="mailto:ptakhar@millerthomson.com">ptakhar@millerthomson.com</a>
DATE ON WHICH ORDER WAS PRONOUNCED:	May 29, 2024
LOCATION WHERE ORDER WAS PRONOUNCED:	Calgary, Alberta
NAME OF JUSTICE WHO MADE THIS ORDER:	Justice R. A. Neufeld

**UPON THE APPLICATION** of 1747597 Alberta Ltd. (“**1747**”) for an Order for the discharge of the Receiver, Hudson & Company Insolvency Trustees Inc. (the “**Receiver**”), the approval of Receiver’s fees and disbursements, and the approval of the Receiver’s activities;

**AND UPON** reviewing the Affidavit of Eric Desmarais, sworn April 11, 2024; the Affidavit of Gordon Lowell Wattie sworn May 24, 2024; the First Report of the Receiver dated May 27, 2024 (the “**Receiver’s Report**”);

**AND UPON** hearing counsel for 1747 and counsel for interested parties;

**AND UPON** being satisfied that it is appropriate to do so;

**IT IS HEREBY ORDERED THAT:**

**SERVICE**

1. Service of notice of this application and supporting materials is hereby declared to be good and sufficient, and no other person is required to have been served with notice of this application, and time for service of this application is abridged to that actually given.

**AMENDMENT TO THE STYLE OF CAUSE**

2. The style of cause in Court of King’s Bench of Alberta Action No. 2401-04031 is hereby amended to replace “Royal Bank of Canada” as the Plaintiff with “1747597 Alberta Ltd.”

**DISCHARGE OF RECEIVER**

3. The Receiver’s accounts for fees and disbursements, as set out in the Receiver’s Report, are hereby approved without the necessity of a formal passing of its accounts.
4. The accounts of the Receiver’s legal counsel, Dentons Canada LLP, for its fees and disbursements, as set out in the Receiver’s Report, are hereby approved without the necessity of a formal passing of its accounts.
5. The Receiver’s activities as set out in the Receiver’s Report and in all of its other reports filed herein, and the Statement of Receipts and Disbursements as attached to the Receiver’s Report, are hereby ratified and approved.

6. The Receiver is authorized and directed to relinquish possession of the assets, undertakings and properties of every nature and kind whatsoever, and wherever situate, including all proceeds thereof to the Debtor, Rural Road Construction Ltd.
7. The Receiver is hereby released and discharged from any and all liability that the Receiver now has or may hereafter have, by reason of, or in any way arising out of, the acts or omissions of the Receiver while acting in its capacity as Receiver herein, save and except for any gross negligence or willful misconduct on the part of the Receiver.
8. No action or other proceedings shall be commenced against the Receiver in any way arising from or related to its capacity or conduct as Receiver, except with prior leave of this Court on notice to the Receiver, and upon such terms as this Court may direct.
9. The Receiver is discharged as Receiver of the Debtor, provided however, 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 Order made in this proceeding, including all approvals, protections and stays of proceedings in favour of the Receiver in its capacity as Receiver.

#### **MISCELLANEOUS**

10. This Order must be served only upon those interested parties attending or represented at the within application and service may be effected by facsimile, electronic mail, personal delivery or courier. Service is deemed to be effected the next business day following the transmission or delivery of such documents.
11. Service of this Order on any party not attending this application is hereby dispensed with.

  
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Justice of the Court of King's Bench of Alberta