

Penny J.

Commercial List File Number: CV-19-62524-00CL  
Civil File Number:

19-00625224-00CL

Date Filed: November 8, 2019

20 mins

**SUPERIOR COURT OF JUSTICE - COMMERCIAL LIST  
REQUEST FORM CONTINUING MATTER**

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A	Short Title of Proceeding: <b>FCMI Parent Co. v. Gedex Systems Inc, et al.</b>
B	The estimated time for the hearing of this matter is: 20 Minute(s) # Hours (s) # Day(s)
C	The nature of this hearing in this continuing matter is: <b>Motion to approve sale of assets and terminate CCAA.</b>
D	State the date(s) and time(s) for hearing the matter that has (have) been arranged with other counsel: <b>November 26, 2019 at 10:00am.</b>
E	Specify if this matter is already being dealt with in the court system (giving particulars as court number and office, when and by what judge or other judicial official). Advise of any known judicial conflicts or if any judge is seized of this matter. <b>Justice Penny is seized.</b>
F	The following materials will be necessary for the matter to be considered. (It is the responsibility of counsel to confirm that the proper materials are available for the Court.) <b>Motion Record of the Monitor and possibly a Motion Record of the Applicant, FCMI Parent Co.</b>

COUNSEL FOR THE APPLICANT/MOVING PARTY		COUNSEL FOR OTHER PARTY	
Party	Applicant, FCMI Parent Co.	Party	Zeifman Partners Inc., Monitor of the Respondents
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(IF MORE THAN 2 PARTIES INVOLVED, ADD ADDITIONAL SIGNATURES AND PARTICULARS ON REVERSE OR SEPARATE PAGE)

To be submitted to: Commercial List Office, 330 University Avenue, 7<sup>th</sup> Floor, Toronto, Ontario  
You may also convert to PDF and email to [Toronto.Commerciallist@jus.gov.on.ca](mailto:Toronto.Commerciallist@jus.gov.on.ca)

Endorsement/Disposition ☐ See attached Yellow Endorsement Form

Commercial Form C

November 26, 2019

this is a motion to approve sale and terminate the CCAA. There was a refusal process for the principal assets but no offer. The

creditor therefore presented on the  
basis of a credit bid. The airplane  
was sold to a third party. The  
evidence supports the conclusion that  
the Sound Air principles have been  
followed and that these regulations  
are the best deals reasonably  
available. Order to issue in the  
form signed by me this day. This  
is without prejudice to the alleged <sup>IP</sup> claims  
of ~~2241781~~ 2241781 Antonio Inc.

Discharge notice of Monitor may be  
returned at a 9:30 AM appointment  
provided there is no opposition.  
The deal documents must be ready  
until closing. Suora  
Ches test is  
met.