

COURT FILE NUMBER 2501 13057  
COURT COURT OF KING'S BENCH OF ALBERTA  
JUDICIAL CENTRE CALGARY  
MATTER IN THE MATTER OF THE COMPANIES'  
CREDITORS ARRANGEMENT ACT, RSC  
1985, c C-36, as amended

Clerk's Stamp

AND IN THE MATTER OF A PLAN OF  
COMPROMISE OR ARRANGEMENT OF  
2345137 ALBERTA LTD., 2351497  
ALBERTA LTD., 2497902 ALBERTA LTD.,  
SUMMIT S AUTO LTD., SUMMIT V AUTO  
LTD., MK AUTO K-M LTD., 2437342  
ALBERTA LTD., 1972207 ALBERTA LTD.,  
1175104 B.C. LTD., 1262113 B.C. LTD.,  
AND 1272986 B.C. LTD., 2412170  
ALBERTA LTD. AND 2416326 ALBERTA  
LTD.

APPLICANT 1292709 ALBERTA LTD. o/a THE LOAN  
STORE

RESPONDENTS 2345137 ALBERTA LTD., 2351497  
ALBERTA LTD., 2497902 ALBERTA LTD.,  
SUMMIT S AUTO LTD., SUMMIT V AUTO  
LTD., MK AUTO K-M LTD., 2437342  
ALBERTA LTD., 1972207 ALBERTA LTD.,  
1175104 B.C. LTD., 1262113 B.C. LTD.,  
1272986 B.C. LTD., 2412170 ALBERTA  
LTD. AND 2416326 ALBERTA LTD.

DOCUMENT AFFIDAVIT

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PARTY FILING THIS  
DOCUMENT

**OGILVIE LLP**  
Barristers & Solicitors  
2800 Stantec Tower  
10220 103 Avenue NW  
Edmonton, AB T5J 0K4

**Attention: Susy Trace; Aaron Hymes**  
Phone: 780.421.1818  
Fax: 780.429.4453  
File No.: 73948.1  
Email: strace@ogilvielaw.com/ahymes@ogilvielaw.com

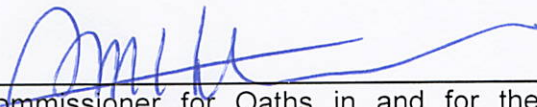
**AFFIDAVIT OF NICOLE SCULAC**

**Sworn on July 21, 2026**

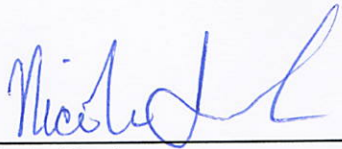
I, Nicole Sculac, of the City of Edmonton, in the Province of Alberta, make oath and say as follows:

1. I am a legal assistant at Ogilvie LLP, counsel for 1292709 Alberta Ltd. ("**The Loan Store**"), a creditor of 2412170 Alberta Ltd., and as such have personal knowledge of the matters herein deposed to in this Affidavit, unless to where stated to be based on information and belief, in which case I verily believe the same to be true.
2. Attached hereto this my affidavit as **Exhibit 'A'** is an email chain between counsel for the Monitor and our office.
3. Attached hereto this my affidavit as **Exhibit 'B'** are invoices provided to our office by the Loan Store in respect to storage fees.

SWORN BEFORE ME at the City of  
Edmonton, in the Province of Alberta, this 21<sup>st</sup>  
day of July, 2026

  
A Commissioner for Oaths in and for the  
Province of Alberta

**Susan Marie Hughes**  
A Commissioner for Oaths  
in and for Alberta  
My Commission Expires April 21, 2027

  
\_\_\_\_\_  
Nicole Sculac

## Nicole Sculac

---

**From:** Takhar, Pavin <ptakhar@millerthomson.com>  
**Sent:** July 16, 2026 2:54 PM  
**To:** Aaron M. Hymes; Reid, James  
**Cc:** Klok, Chris; Ceko, Marica; Leah Macklin; Susy Trace  
**Subject:** RE: In the Matter of the Compromise or Arrangement of the Summit Auto Group - Court of King's Bench of Alberta Court Action Number 2501-13057 [MTDMS-LEGAL.FID13715924]

Hello Aaron,

Tuesday is fine for your materials.

The Monitor is prepared to permit the sale of the vehicle, provided that:

- all net sale proceeds are remitted to and held in trust by the Monitor;
- no vehicle may be sold without the Monitor's prior approval, including approval of the sale price; and
- prior to any sale, the Monitor is provided with the VIN, photographs of the vehicle and its current mileage so that it can assess the proposed transaction and determine whether it supports the sale.

Additionally, you will have to confirm the costs if any being sought prior to incurring the same.

Sincerely,

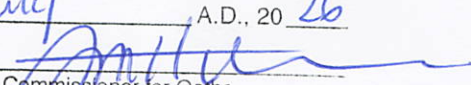
**PAVIN TAKHAR**  
Associate

Pronouns: She, Her, Hers

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Eighth Avenue Place East  
Calgary, Alberta | T2P 1G1  
T +1 403.298.2432  
[ptakhar@millerthomson.com](mailto:ptakhar@millerthomson.com)

This is Exhibit " A " referred to in the  
Affidavit/Statutory declaration of  
Nicole Sculac

Affirmed/Sworn before me this 21 day  
of July, A.D., 20 26

  
A Commissioner for Oaths  
in and for Alberta

**Susan Marie Hughes**  
A Commissioner for Oaths  
in and for Alberta  
My Commission Expires April 21, 2027



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**From:** Aaron M. Hymes <AHymes@ogilvielaw.com>  
**Sent:** July 16, 2026 10:23 AM  
**To:** Takhar, Pavin <ptakhar@millerthomson.com>; Reid, James <jwreid@millerthomson.com>  
**Cc:** Klok, Chris <cklok@millerthomson.com>; Ceko, Marica <mceko@millerthomson.com>; Leah Macklin <LMacklin@ogilvielaw.com>; Susy Trace <STrace@ogilvielaw.com>  
**Subject:** [\*\*EXT\*\*] RE: In the Matter of the Compromise or Arrangement of the Summit Auto Group - Court of King's Bench of Alberta Court Action Number 2501-13057 [MTDMS-LEGAL.FID13715924]

Pavin,

I am still working with our client, but can you confirm that our materials can be provided Tuesday given both myself and Susy are out of the office?

In addition, my client did say he has a potential for the sale of one of the 2021 Dodge trucks that is stored in Leduc. Can you advise if your client is prepared to allow our client to inspect and transport this one vehicle to his lot to try and sell? I understand it can be sold in the next day or two and would at least assist in liquidating one of the vehicles. Again, before the vehicle is sold, we would confirm all details with you and the net proceeds would be held in trust.

Sincerely,

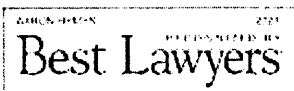
Aaron M. Hymes | Partner

**Ogilvie**

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in purpose.

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**From:** Takhar, Pavin <[ptakhar@millertthomson.com](mailto:ptakhar@millertthomson.com)>

**Sent:** July 15, 2026 11:30 AM

**To:** Aaron M. Hymes <[AHymes@ogilvieLAW.com](mailto:AHymes@ogilvieLAW.com)>; Reid, James <[jwreid@millertthomson.com](mailto:jwreid@millertthomson.com)>

**Cc:** Klok, Chris <[cklok@millertthomson.com](mailto:cklok@millertthomson.com)>; Ceko, Marica <[mceko@millertthomson.com](mailto:mceko@millertthomson.com)>; Leah Macklin <[LMacklin@ogilvieLAW.com](mailto:LMacklin@ogilvieLAW.com)>; Susy Trace <[STrace@ogilvieLAW.com](mailto:STrace@ogilvieLAW.com)>

**Subject:** RE: In the Matter of the Compromise or Arrangement of the Summit Auto Group - Court of King's Bench of Alberta Court Action Number 2501-13057 [MTDMS-LEGAL.FID13715924]

Hello Aaron,

Have you heard back from your client on our proposal regarding OpenLane? We want to monetize these vehicles, with sale proceeds being held in trust and creditors can make claims pursuant to any entitlements at a later time.

Sincerley,

**PAVIN TAKHAR**  
Associate

Pronouns: She, Her, Hers

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**From:** Aaron M. Hymes <[AHymes@ogilvielaw.com](mailto:AHymes@ogilvielaw.com)>  
**Sent:** July 15, 2026 10:19 AM  
**To:** Takhar, Pavin <[ptakhar@millerthomson.com](mailto:ptakhar@millerthomson.com)>; Reid, James <[jwreid@millerthomson.com](mailto:jwreid@millerthomson.com)>  
**Cc:** Klok, Chris <[cklok@millerthomson.com](mailto:cklok@millerthomson.com)>; Ceko, Marica <[mceko@millerthomson.com](mailto:mceko@millerthomson.com)>; Leah Macklin <[LMacklin@ogilvielaw.com](mailto:LMacklin@ogilvielaw.com)>; Susy Trace <[STrace@ogilvielaw.com](mailto:STrace@ogilvielaw.com)>  
**Subject:** **[\*\*EXT\*\*]** RE: In the Matter of the Compromise or Arrangement of the Summit Auto Group - Court of King's Bench of Alberta Court Action Number 2501-13057 [MTDMS-LEGAL.FID13715924]

Pavin,

I just wanted to follow-up on this.

Sincerely,

Aaron M. Hymes | Partner

**Ogilvie**

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Direct: (780) 429-6278 | Fax: (780) 429-4453 | Main: (780) 421-1818 | Email: [AHymes@ogilvielaw.com](mailto:AHymes@ogilvielaw.com)



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**From:** Aaron M. Hymes

**Sent:** July 10, 2026 10:36 AM

**To:** 'Takhar, Pavin' <ptakhar@millerthomson.com>; Reid, James <jwreid@millerthomson.com>

**Cc:** Klok, Chris <cklok@millerthomson.com>; Ceko, Marica <mceko@millerthomson.com>; Leah Macklin <LMacklin@ogilvielaw.com>; Susy Trace <STrace@ogilvielaw.com>

**Subject:** RE: In the Matter of the Compromise or Arrangement of the Summit Auto Group - Court of King's Bench of Alberta Court Action Number 2501-13057 [MTDMS-LEGAL.FID13715924]

Pavin,

We have sought instructions regarding your proposal for OpenLane to proceed but we have not received a response from our client. As a reality, both Susy and I are out of the office starting next week on Thursday. I will not be back until Monday (I am not sure when Susy is back but it will be after that). Is it possible to have until Tuesday the 21<sup>st</sup> to provide any responding materials? Practically, our assumption is that there will not be much, if anything to file, in response.

In the interim, in an effort to take some practical steps, we have instructions to propose the moving as many of the vehicles from the current storage lots that the vehicles have been stuck in since the Freezing Order, and move them by consent to our client's lot in Edmonton. I understand that most, if not all the vehicles, can be stored there. This has a few advantages:

- It mitigates ongoing 3<sup>rd</sup> party storage fees. Attached is an additional invoice we have been provided by our client. I understand you have already been provided a previous invoice for another lot but I will confirm and provide again in a subsequent email. I just wanted to respond quickly to your email;
- It provides easy access to both our client and OpenLane to assess the status of the vehicles to get a more accurate value of the vehicles. This may in turn, assist the parties in resolving the process for dealing with the vehicles (i.e. if our client does not believe the vehicles are worth as much as OpenLane believe it can get at auction, then that would likely solve the deadlock or vis versa); and
- Relocating the vehicles to our client's car lot could assist in the selling of at least some of the vehicles in any event in the interim, since if an individual attends the lot and does want to buy one of the vehicles, that would allow the potential for a mutually agreeable sale of the vehicle. To clarify, no sale would occur without the Monitor's express approval, but my client believes that just having the vehicles available for viewing could create opportunities. All terms of the Freezing Order, as modified by the most recent order, would remain in effect, it just provides the potential for liquidation of some of the vehicles while the Monitors application is heard.

Please let me know your thoughts on the above.

Sincerely,

**From:** Takhar, Pavin <ptakhar@millerthomson.com>

**Sent:** July 10, 2026 9:43 AM

**To:** Susy Trace <STrace@ogilvielaw.com>; Aaron M. Hymes <AHymes@ogilvielaw.com>

**Cc:** Reid, James <jwreid@millerthomson.com>; Klok, Chris <cklok@millerthomson.com>; Ceko, Marica <mceko@millerthomson.com>; Leah Macklin <LMacklin@ogilvielaw.com>

**Subject:** RE: In the Matter of the Compromise or Arrangement of the Summit Auto Group - Court of King's Bench of Alberta Court Action Number 2501-13057 [MTDMS-LEGAL.FID13715924]

Hello Susy and Aaron,

Further to the below, we will be bringing an application on July 23<sup>rd</sup> which will include seeking relief for the sale of the Westcastle GMC Vehicles by the Monitor. We intend to file materials on July 15<sup>th</sup> in respect of the Application.

Please let me know if you would like to discuss.

Sincerely,

**PAVIN TAKHAR**

Associate

Pronouns: She, Her, Hers

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T +1 403.298.2432

[ptakhar@millertthomson.com](mailto:ptakhar@millertthomson.com)



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**From:** Takhar, Pavin <[ptakhar@millertthomson.com](mailto:ptakhar@millertthomson.com)>

**Sent:** July 7, 2026 9:02 PM

**To:** [strace@ogilvielaw.com](mailto:strace@ogilvielaw.com); Aaron M. Hymes <[AHymes@ogilvielaw.com](mailto:AHymes@ogilvielaw.com)>

**Cc:** Reid, James <[jwreid@millertthomson.com](mailto:jwreid@millertthomson.com)>; Klok, Chris <[cklok@millertthomson.com](mailto:cklok@millertthomson.com)>; Ceko, Marica <[mceko@millertthomson.com](mailto:mceko@millertthomson.com)>

**Subject:** RE: In the Matter of the Compromise or Arrangement of the Summit Auto Group - Court of King's Bench of Alberta Court Action Number 2501-13057 [MTDMS-LEGAL.FID13715924]

Hello Susy and Aaron,

Further to our correspondence of June 19<sup>th</sup>, can you please advise on your client's position regarding the sale of the Westcastle GMC Vehicles.

We have scheduled time on July 23<sup>rd</sup> before Justice Johnston seeking an extension of the CCAA Stay of Proceedings. At this time we may seek relief regarding a Monitor led sale of the Westcastle Vehicles via OpenLane. Please advise if you intend to take a position should we bring this relief.

Sincerely,

**PAVIN TAKHAR**

Associate

Pronouns: She, Her, Hers



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[ptakhar@millerthomson.com](mailto:ptakhar@millerthomson.com)

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**From:** Ceko, Marica  
**Sent:** Friday, June 19, 2026 5:36 PM  
**To:** 'strace@ogilvielaw.com' <[strace@ogilvielaw.com](mailto:strace@ogilvielaw.com)>  
**Cc:** Reid, James <[jwreid@millerthomson.com](mailto:jwreid@millerthomson.com)>; Takhar, Pavin <[ptakhar@millerthomson.com](mailto:ptakhar@millerthomson.com)>; Klok, Chris <[cklok@millerthomson.com](mailto:cklok@millerthomson.com)>; Lonergan, Clark <[clonergan@bdo.ca](mailto:clonergan@bdo.ca)>; 'Scott, Breanne' <[brscott@bdo.ca](mailto:brscott@bdo.ca)>; 'AHymes@ogilvielaw.com' <[AHymes@ogilvielaw.com](mailto:AHymes@ogilvielaw.com)>; 'lmacklin@ogilvielaw.com' <[lmacklin@ogilvielaw.com](mailto:lmacklin@ogilvielaw.com)>  
**Subject:** In the Matter of the Compromise or Arrangement of the Summit Auto Group - Court of King's Bench of Alberta Court Action Number 2501-13057 [MTDMS-LEGAL.FID13715924]

Good Afternoon,

Further to the above-noted matter, please find attached correspondence and enclosure on behalf of Mr. Reid for service upon you.

Best,

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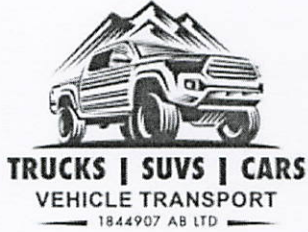
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Leduc AB T9E0L9  
shevemail@icloud.com  
GST/HST Registration No.: 839326998

**BILL TO**

1292709 Alberta Ltd (Loan Store)  
1292709 Alberta Ltd (Loan Store)  
10280 82 ave  
Edmonton AB T6E1Z7

**SHIP TO**

1292709 Alberta Ltd (Loan Store)  
1292709 Alberta Ltd (Loan Store)  
10280 82 ave  
Edmonton AB T6E1Z7

**INVOICE 2252****DATE 2026.06.11 TERMS Net 30****DUE DATE 2026.06.30**

| CUSTOMER | VEHICLE INFO & VIN            | TAX | RATE  |
|----------|-------------------------------|-----|-------|
| Storage  | 2021 Dodge RAM 1500 571444    | GST | 75.00 |
| Storage  | 2019 Dodge RAM 1500 888630    | GST | 75.00 |
| Storage  | 2019 Dodge RAM 1500 729314    | GST | 75.00 |
| Storage  | 2019 Dodge Journey 763993     | GST | 75.00 |
| Storage  | 2004 Trailer Flat Bed 416729  | GST | 75.00 |
| Storage  | 2003 GMC Sierra 2500 Snowplow | GST | 75.00 |

January 15 to June 30, 2026  
No vehicles will be released until full payment clears for all  
vehicles invoiced

SUBTOTAL 75,150.00  
GST @ 5% 3,757.50  
TOTAL 78,907.50

**TOTAL DUE CAD 78,907.50**

This is Exhibit "B" referred to in the  
Affidavit/Statutory declaration of

Nicde Sculac

Affirmed/Sworn before me this 21 day  
of July A.D., 2026

Susan Marie Hughes  
A Commissioner for Oaths  
in and for Alberta

**Susan Marie Hughes**  
A Commissioner for Oaths  
in and for Alberta

My Commission Expires April 21, 2027

**14230 - 140 St., NW Edmonton, AB T6V 1J8**  
**Phone: 587-497-9799**



**ALBERTA MOTOR VEHICLE  
INDUSTRY COUNCIL**

Date: 06/30/2026

[illegible]

|              |                  |
|--------------|------------------|
| Sub Total    | 86,100.00        |
| GST          | 4,305.00         |
| <b>TOTAL</b> | <b>90,405.00</b> |

**Note:**

Customer's Signature: \_\_\_\_\_

GST# 844944991 RT0001