

COURT FILE NUMBER           KBG-SA-01031-2024

COURT OF KING'S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE             SASKATOON

APPLICANT                    CANADIAN IMPERIAL BANK OF COMMERCE

RESPONDENTS                CUSTOM AGRICULTURE INTELLIGENCE INCORPORATED,  
GREEN CHEM CONSULTANTS INC., BERMMAN  
MICRONUTRIENTS INCORPORATED AND BERMMAN  
HAVEN INCORPORATED

IN THE MATTER OF THE RECEIVERSHIP OF CUSTOM  
AGRICULTURE INTELLIGENCE INCORPORATED, GREEN CHEM CONSULTANTS INC.,  
BERMMAN MICRONUTRIENTS INCORPORATED  
AND BERMMAN HAVEN INCORPORATED

ORDER

(Procedural Consolidation)

Before the Honourable Justice D.G. Gerecke the 7<sup>th</sup> day of November 2024

On the application of BDO Canada Limited in its capacity as the court-appointed receiver (the "Receiver") of the assets, undertakings and properties of Custom Agriculture Intelligence Incorporated, Green Chem Consultants Inc., Bermman Micronutrients Incorporated, and Bermman Haven Incorporated (collectively, the "Debtors") pursuant to the Order of this Court made October 4, 2024 (the "Receivership Order"); and upon hearing from counsel for the Receiver and Canadian Imperial Bank of Commerce; and upon reading the Notice of Application dated November 4, 2024, the First Report of the Receiver and the Confidential Supplement thereto, and a proposed Draft Order, all filed, and the pleadings and proceedings had and taken herein:

The Court Orders:

1. The Debtors' estates (the "Estates") shall be procedurally consolidated and the Receiver shall be authorized and directed, *nunc pro tunc*, effective as of the date of the Receivership Order, to administer the Estates on a consolidated basis for all purposes in carrying out its administrative duties and other responsibilities as Receiver under the *Bankruptcy and Insolvency Act*, RSC 1985, c B-3, as amended (the "BIA").
2. The Receiver is authorized to, without limitation:
  - (a) administer the Estates under a single court file number and title of proceedings;
  - (b) convene meetings of creditors of the Debtors through one combined advertisement and conducting such meetings jointly provided that the result of any creditors' vote shall be separated tabulated for each such Estate;
  - (c) issue consolidated reports of the Debtors;
  - (d) deal with all filings and notices relating to the receivership of the Debtors, each as required under the *BIA*, on a consolidated basis;
  - (e) maintain a consolidated bank account with respect to the Estates; and

- (f) such further and other actions as may be reasonably necessary to give effect to the procedural consolidation of the Estates.
3. This Order is not a substantive consolidation of the Estates and does not:
- (a) affect the separate legal status of the corporate structure of the Debtors; or
  - (b) cause any of the estates of the Debtors to be liable for any claim for which it is otherwise not liable, or cause any of the Debtors to have any interest in any asset which it otherwise would not have.

ISSUED at Saskatoon, Saskatchewan, this 22nd day of November 2024.

  
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(Deputy) Local Registrar

CONTACT INFORMATION AND ADDRESS FOR SERVICE

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