

File No. CI 23-01-43791

THE KING'S BENCH

Winnipeg Centre

IN THE MATTER OF:

THE APPOINTMENT OF A RECEIVER PURSUANT
TO SECTION 243 OF THE *BANKRUPTCY AND
INSOLVENCY ACT*, R.S.C. 1985, c. B-3, AS
AMENDED, AND SECTION 55 OF *THE KING'S
BENCH ACT*, C.C.S.M. c. C280

B E T W E E N:

BUSINESS DEVELOPMENT BANK OF CANADA

Applicant

- and -

KROMAR PRINTING LTD.

Respondent

ANCILLARY ORDER

PITBLADO LLP

Barristers and Solicitors
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(File No. 68556/1)

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IN THE MATTER OF: THE APPOINTMENT OF A RECEIVER PURSUANT TO SECTION 243 OF THE *BANKRUPTCY AND INSOLVENCY ACT*, R.S.C. 1985, c. B-3, AS AMENDED, AND SECTION 55 OF *THE KING'S BENCH ACT*, C.C.S.M. c. C280

THE HONOURABLE MR.) WEDNESDAY, THE 26th
)
JUSTICE MARTIN) DAY OF NOVEMBER, 2025

B E T W E E N:

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Applicant

- and -

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ANCILLARY ORDER

THIS MOTION, made by BDO CANADA LIMITED in its capacity as the Court-appointed receiver and manager (the "**Receiver**") of all the undertakings, properties and assets of the Respondent, KROMAR PRINTING LTD. (the "**Debtor**") for an order to amend paragraph 22 of the Order of the Honourable Mr. Justice Martin pronounced November 30, 2023 (the "**Receivership Order**") as amended by the Order of the Honourable Justice Martin pronounced February 11, 2025 (the "**Ancillary Order**") to increase the Receiver's Borrowings Charge and for other ancillary relief, was heard this day at The Law Courts, 408 York Avenue, Winnipeg, Manitoba.

ON READING the Second Report of the Receiver dated November 21, 2025 (the “**Second Report**”) and Confidential Supplement to the Second Report dated November 21, 2025 (the “**Third Confidential Report**”), and on hearing the submissions of counsel for the Receiver, the Applicant, Canada Revenue Agency and JayCap Financial Ltd., no one appearing for any other person on the service list, although properly served as appears from the Affidavit of Service of Elenore Kesterke sworn November 24, 2025, filed:

1. THIS COURT ORDERS that time for service of the Notice of Motion is hereby abridged and validated such that this motion is properly returnable today and hereby dispenses with further service thereof.

2. THIS COURT ORDERS that paragraph 22 of the Receivership Order is hereby amended to increase the Receiver’s Borrowings Charge from \$800,000.00 to an amount not exceeding \$1,100,000.00.

3. THIS COURT ORDERS that the Second Report, the Third Confidential Report, the activities of the Receiver described therein, the Interim Statements of Receipts and Disbursements, and the interim fees and disbursements of the Receiver and its counsel, as set out in the Second Report are hereby authorized and approved, without the necessity of a formal passing of accounts.

4. THIS COURT ORDERS that the Third Confidential Report shall be sealed, kept confidential and shall not form part of the public record, and shall remain in a sealed envelope and/or be stored electronically with this Court on an encrypted basis, limiting access only to the Registrar of this Court and the Presiding Judge, except:

- (a) by further Order of this Court;
- (b) upon the date on which the Receiver files the Receiver’s Certificate with the Court, certifying that the Transaction has closed to the satisfaction of the Receiver;

whichever shall first occur, whereupon the Third Confidential Report shall form part of the public record and shall no longer be sealed.

November 26th, 2025

Justice
C.W. Martin

Digitally signed by
Justice C.W. Martin
Date: 2025.12.03
10:42:37 -06'00'

J.

I, CATHERINE HOWDEN OF THE FIRM PITBLADO LLP HEREBY CERTIFY THAT I HAVE RECEIVED THE CONSENT AS TO FORM OF COUNSEL FOR THE APPLICANT, JJ BURNELL OF MLT AIKINS LLP, COUNSEL FOR HIS MAJESTY THE KING (CANADA REVENUE AGENCY), PENNY PIPER OF THE DEPARTMENT OF JUSTICE (CANADA), AND COUNSEL FOR JAYCAP FINANCIAL LTD., KALEV ANNIKO OF FILLMORE RILEY LLP, AS DIRECTED BY THE HONOURABLE JUSTICE MARTIN