



Form 32 (Rule 8-1(4))

No. S-251915  
VANCOUVER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

**IN THE MATTER OF THE RECEIVERSHIP OF BRIERE PRODUCTION GROUP INC. AND  
BRIERE TRANSPORTATION LTD.**

BETWEEN:

ROYAL BANK OF CANADA

PETITIONER

AND:

BRIERE PRODUCTION GROUP INC.  
BRIERE TRANSPORTATION LTD.  
CHRISTOPHER BRIERE

RESPONDENT

**NOTICE OF APPLICATION**

**Name of Applicant: BDO Canada Limited in its capacity as court-appointed Receiver (the "Receiver") of Briere Production Group Inc. ("Production") and Briere Transportation Ltd. ("Transportation" and together with Production, the "Companies")**

TO: The Petitioner, Royal Bank of Canada

AND TO: The Respondents, Briere Production Group Inc. Briere Transportation Ltd. and Christopher Briere

AND TO: The Service List

TAKE NOTICE that an application will be made by the applicant to the presiding judge or master at the courthouse at 800 Smith Street, Vancouver, British Columbia, V6Z 2E1 on Monday, July 21, 2025 at 9:15 a.m. for the orders set out in Part 1 below.

**Part 1: ORDERS SOUGHT**

1. An order abridging the time for service of this notice of application;
2. An order approving the sale of substantially all the assets and undertakings of Production to Sound Waves Entertainment Network Ltd. ("**Sound Waves**") and vesting those assets in Sound Waves in the form attached hereto as **Schedule "A"**;

3. An Order:

- (a) authorizing the Receiver to distribute proceeds of the sale in accordance with the respective priority payables; and
- (b) amending the Receivership Order dated April 10, 2025, to authorize the Receiver to assign the respondents Briere Production Group Inc. and Briere Transportation Ltd. into bankruptcy;

in the form attached hereto as **Schedule "B"**; and

4. An Order:

- (a) compelling the principal of the Companies, Christopher Briere, to provide access to and produce all records, documents and information relating to the Companies as enumerated in paragraphs 4-7 of the the Receivership Order;
- (b) compelling Christopher Briere to turn over all assets owned by the Companies that are not in the Receiver's possession;

in the form attached hereto as **Schedule "C"**.

## **Part 2: FACTUAL BASIS**

### **Background**

5. Briere Production Group Inc. ("**BPG**") was in the business of live event productions including acquiring and leasing audio, visual and lighting equipment to be used in film and entertainment (the "**Production Business**").
6. Briere Transportation Ltd. ("**BT**") was in the business of providing shipping and transportation services to BPG and third-party customers (the "**Transportation Business**" together with the Production Business will be collectively hereinafter referred to as the "**Business**").
7. On April 10, 2025, the Honourable Justice Walker pronounced a receivership order (the "**Receivership Order**") in which the court appointed BDO Canada Limited as Receiver over all of the assets, undertakings and property of the Companies.
8. Pursuant to the Receivership Order this Court appointed the Receiver with the power and authority to, among other things, market and sell all or substantially all of the assets of the Companies subject to court approval.
9. The Receiver developed and implemented a marketing program to market and sell all or substantially all of the assets of the Companies (the "**Assets**").
10. The Receiver contacted 50 prospective purchasers operating in the same or similar industries seeking proposals for the purchase of the Assets. 21 of those parties contacted the Receiver seeking more information as well as 4 other parties who were not previously targeted by the Receiver. The Receiver also contacted 6 auctions houses.

11. The Receiver received 6 offers by the deadline of June 6, 2025. The most favourable offer was from Sound Waves with whom the Receiver then entered into negotiations with the view of finalizing an agreement.

12. The Receiver entered into an asset purchase agreement with Sound Waves dated June 27, 2025 (the "**APA**") whereby Sound Wave agreed to purchase the Assets belonging to BPG subject to court approval.

### **Assignment into Bankruptcy**

13. The Receivership Order does not contemplate the authorization and ability of the Receiver to assign the Companies into bankruptcy.

14. The Companies are insolvent and unable to meet their financial obligations as they come due. It is expected that secured creditors will suffer a shortfall.

15. There are significant estimated outstanding balances of GST payables by the Companies. GST claims rank as unsecured claims in a bankruptcy proceeding.

16. An amendment of the Receivership Order authorizing the Receiver to assign the Companies into bankruptcy will permit the Receiver to ensure that distributions from the estate are made in accordance with the scheme of distribution contemplated by the *Bankruptcy and Insolvency Act*.

### **Production Order**

17. Christopher Briere, ("**Mr. Briere**") is the principal of the Companies.

18. Pursuant to the Receivership Order, Mr. Briere, amongst others, has a duty to provide access and co-operation to the Receiver.

19. Mr. Briere has failed, refused or neglected to comply with the Receivership Order.

20. Counsel for the Receiver have made numerous requests to Mr. Briere's counsel for amongst other things, login information to access Records and Referral Listings (as defined in the APA) and for the location of the Companies' assets. The requests have not been complied with.

21. Mr. Briere's conduct has hindered the administration of the estate and resulted in significant additional time, cost, and effort by the Receiver in order to safeguard and realize on the Companies' assets. Continued non-cooperation by Mr. Briere will exacerbate these issues.

22. Throughout the course of the receivership, Mr. Briere has consistently taken actions contrary to the interests of the receivership, demonstrating a pattern of non-cooperation and obstruction, as particularized in the Receiver's First Report.

23. To date the Receiver nor their counsel have been successful in obtaining login credentials for the Companies' social media accounts.

24. In order to gain right, title and interest in the Companies' Assets, including social media accounts, an order compelling Mr. Briere to disclose copies of the Companies' books, accounting records, permits, customer and supplier lists, inquiry logs, records of referral sources, files, documents, books, manuals, research, reservations, price lists, correspondence and data bases, records, login credentials for the Companies' website, Facebook page, LinkedIn page, Instagram page, and administrative rights, amongst other things, is required.

25. The Receivership Order paragraphs 4-7 empower the Receiver to the aforementioned Assets of the Companies.

26. A production order compelling Mr. Briere to provide access and cooperate with the Receiver, is required in order for the Receiver to fulfill its mandate, to obtain possession of the Companies' Assets, to locate missing Assets, determine the existence of additional Assets previously unaccounted for or concealed and determine accounts payable and receivable and potentially set the groundwork for a contempt of court application against Mr. Briere.

### **Part 3: LEGAL BASIS**

27. Among other things the applicant Receiver will rely on:

- (a) The Receivership Order;
- (b) the inherent jurisdiction of this Court;
- (c) the *Supreme Court Civil Rules*, R.13-5;
- (d) *Law and Equity Act*, R.S.B.C. 1996, c. 253, s. 15 and 39;
- (e) *Personal Property Security Act*, R.S.B.C. 1996, c. 359, ss. 63 and 66;
- (f) *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, s. 243; and
- (g) Such further and other legal bases and authorities as counsel may advise and this Court may permit.

28. Pursuant to the paragraphs 3(l) and 3(m) of the Receivership Order, the Receiver was granted the power to sell the Companies' Assets, subject to approval of this Court, and to apply for a vesting order in connection with the same.

29. *Royal Bank v. Soundair Corp.* is the leading authority on the relevant considerations guiding the Court when approving a sale proposed by a receiver, which are:

- (a) whether the receiver has made a sufficient effort to get the best price and has not acted improvidently;
- (b) the interests of all parties;
- (c) the efficacy and integrity of the process by which offers are obtained; and
- (d) whether there has been unfairness in the sales process.

**Royal Bank v. Soundair Corp., 1991 CarswellOnt 205  
(O.N.C.A.) [Soundair] at para. 16.**

30. In this case the Receiver submits all of the Soundair factors have been met and the Court should approve the sale proposed herein. The Receiver submits that an order approving the sale of the BPG Assets to the relevant purchaser is appropriate for the following reasons:

- (a) the Receiver has marketed the BPG Assets in a practical, speedy and efficient manner all in an effort to obtain the best price for the Assets and has not acted improvidently; and
- (b) the process used to market and sell the BPG Assets was fair and reasonable.

**Part 4: MATERIAL TO BE RELIED ON**

- 1. The First Report of the Receiver dated July 9, 2025.
- 2. Affidavit #1 of Azadeh Kharazmi affirmed July 9, 2025.
- 3. The Receivership Order pronounced by the Honourable Mr. Justice J. Walker on April 10, 2025.

The applicant estimates that the application will take 15 minutes.

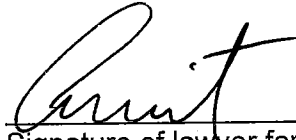
- This matter is within the jurisdiction of a master.
- This matter is not within the jurisdiction of a master.

**TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION:** If you wish to respond to this notice of application, you must, within 5 business days after service of this notice of application or, if this application is brought under Rule 9-7, within 8 business days after service of this notice of application,

- (a) file an application response in Form 33,
- (b) file the original of every affidavit, and of every other document, that
  - (i) you intend to refer to at the hearing of this application, and
  - (ii) has not already been filed in the proceeding, and
- (c) serve on the applicant 2 copies of the following, and on every other party one copy of the following:
  - (i) a copy of the filed application response;
  - (ii) a copy of each of the filed affidavits and other documents that you intend to refer to at the hearing of this application and that has not already been served on that person;

- (iii) if this application is brought under Rule 9-7, any notice that you are required to give under Rule 9-7(9).

Date: July 14, 2025



Signature of lawyer for applicant  
Amarit P. Bains

THIS NOTICE OF APPLICATION was prepared by Amarit P. Bains, of the firm of Gowling WLG (Canada) LLP, Barristers & Solicitors, whose place of business and address for delivery is 2300 - 550 Burrard Street, Vancouver, B.C. V6C 2B5, Telephone: 604-443-7679; Fax: 604-683-3558.

To be completed by the court only:

Order made

in the terms requested in paragraphs \_\_\_\_\_ of Part 1 of this notice of application

with the following variations and additional terms:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

Signature of  Judge  Master

**APPENDIX**

**THIS APPLICATION INVOLVES THE FOLLOWING:**

- discovery: comply with demand for documents
- discovery: production of additional documents
- other matters concerning document discovery
- extend oral discovery
- other matter concerning oral discovery
- amend pleadings
- add/change parties
- summary judgment
- summary trial
- service
- mediation
- adjournments
- proceedings at trial
- case plan orders: amend
- case plan orders: other
- experts

SCHEDULE "A"

No. S-251915  
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE RECEIVERSHIP OF BRIERE PRODUCTION GROUP INC.  
AND BRIERE TRANSPORTATION LTD.

BETWEEN:

ROYAL BANK OF CANADA

PETITIONER

AND:

BRIERE PRODUCTION GROUP INC.  
BRIERE TRANSPORTATION LTD.  
CHRISTOPHER BRIERE

RESPONDENT

ORDER MADE AFTER APPLICATION

(APPROVAL AND VESTING ORDER)

BEFORE THE HONOURABLE JUSTICE        )       MONDAY, THE 21<sup>st</sup> DAY  
  )         
  )       OF JULY, 2025

THE APPLICATION of BDO Canda Limited in its capacity as Court-appointed Receiver (the "Receiver") of the assets, undertakings and properties of Briere Production Group Inc. and Briere Transportation Ltd. (the "Companies"), coming on for hearing at Vancouver, British Columbia, on this day; AND ON HEARING Amarit P. Bains, counsel for the Receiver, and those other counsel listed on Schedule "A" hereto, and no one else appearing although duly served; AND UPON READING the material filed, including the First Report of the Receiver, dated July 9, 2025;

THIS COURT ORDERS AND DECLARES THAT:

1. The service of the Notice of Application and supporting materials in regard to this order on the parties on the service list attached as Schedule "B" hereto by e-mail is good and sufficient service and the time for such service is abridged to the date of actual service;

2. The sale transaction (the "**Transaction**") contemplated by the Asset Purchase Agreement dated June 27, 2025 (the "**Sale Agreement**") between the Receiver and Sound Waves Entertainment Network Ltd. (the "**Purchaser**"), a copy of which is attached as Appendix "**C**" to the First Report of the Receiver, dated July 9, 2025 is hereby approved, and the Sale Agreement is commercially reasonable. The Receiver is hereby authorized and directed to take such additional steps and execute such additional documents as may be necessary or desirable for the completion of the Transaction and for the conveyance to the Purchaser of the Purchased Assets (as defined in the Sale Agreement) (the "**Purchased Assets**");
3. Upon payment of the purchase price to the Receiver, all of the Companies' right, title and interest in and to the Purchased Assets described in the Sale Agreement shall vest absolutely in the Purchaser in fee simple, free and clear of and from any and all security interests (whether contractual, statutory, or otherwise), hypothecs, mortgages, trusts or deemed trusts (whether contractual, statutory, or otherwise), liens, executions, levies, charges, or other financial or monetary claims, whether or not they have attached or been perfected, registered or filed and whether secured, unsecured or otherwise (collectively, the "**Claims**") including, without limiting the generality of the foregoing: (i) any encumbrances or charges created by any Order of this Court made herein; (ii) all charges, security interests or claims evidenced by registrations pursuant to the *Personal Property Security Act* of British Columbia or any other personal property registry system (all of which are collectively referred to as the "**Encumbrances**") and, for greater certainty, this Court orders that all of the Encumbrances affecting or relating to the Purchased Assets are hereby expunged and discharged as against the Purchased Assets;
4. For the purposes of determining the nature and priority of Claims, the net proceeds from the sale of the Purchased Assets shall stand in the place and stead of the Purchased Assets, and from and after the payment of the purchase price all Claims shall attach to the net proceeds from the sale of the Purchased Assets with the same priority as they had with respect to the Purchased Assets immediately prior to the sale, as if the Purchased Assets had not been sold and remained in the possession or control of the person having had possession or control immediately prior to the sale;
5. The Closing Date of the Transaction shall be two (2) business days after the approval of this Order;
6. The Receiver, with the consent of the Purchaser, shall be at liberty to extend the Closing Date to such later date as those parties may agree without the necessity of a further Order of this Court;
7. Notwithstanding:
  - (a) these proceedings; and
  - (b) the Receivership Order pronounced April 10, 2025,

the vesting of the Purchased Assets in the Purchaser pursuant to this Order shall be binding on any trustee in bankruptcy that may be appointed in respect of the Companies and shall not be void or voidable by creditors of the Companies, nor shall it constitute or be deemed to be a transfer at undervalue, fraudulent preference, assignment, fraudulent conveyance or other reviewable transaction under the *Bankruptcy and Insolvency Act* or

any other applicable federal or provincial legislation, nor shall it constitute oppressive or unfairly prejudicial conduct pursuant to any applicable federal or provincial legislation;

8. THIS COURT HEREBY REQUESTS the aid and recognition of any court, tribunal, regulatory or administrative body, wherever located, to give effect to this Order and to assist the Receiver and its agents in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Receiver, as an officer of this Court, as may be necessary or desirable to give effect to this Order or to assist the Receiver and its agents in carrying out the terms of this Order;
9. The Receiver or any other party have liberty to apply for such further or other directions or relief as may be necessary or desirable to give effect to this Order.
10. The approval of this Order by counsel appearing, other than counsel for the Receiver, is hereby dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

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Amarit P. Bains  
Counsel for the Receiver

BY THE COURT

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REGISTRAR

**Schedule A – List of Counsel**

<b>NAME OF COUNSEL</b>	<b>REPRESENTING</b>

**Schedule B – Service List**

SCHEDULE "B"

No. S-251915  
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE RECEIVERSHIP OF BRIERE PRODUCTION GROUP INC.  
AND BRIERE TRANSPORTATION LTD.

BETWEEN:

ROYAL BANK OF CANADA

PETITIONER

AND:

BRIERE PRODUCTION GROUP INC.  
BRIERE TRANSPORTATION LTD.  
CHRISTOPHER BRIERE

RESPONDENT

ORDER MADE AFTER APPLICATION

(PRODUCTION ORDER)

BEFORE THE HONOURABLE JUSTICE ) MONDAY, THE 21<sup>st</sup> DAY  
)  
) OF JULY, 2025

THE APPLICATION of BDO Canda Limited in its capacity as Court-appointed Receiver (the "Receiver") of the assets, undertakings and properties of Briere Production Group Inc. and Briere Transportation Ltd. (the "Companies"), coming on for hearing at Vancouver, British Columbia, on this day; AND ON HEARING Amarit P. Bains, counsel for the Receiver, and those other counsel listed on Schedule "A" hereto, and no one else appearing although duly served; AND UPON READING the material filed, including the First Report of the Receiver, dated July 9, 2025;

THIS COURT ORDERS AND DECLARES THAT:

1. The service of the Notice of Application and supporting materials in regard to this order on the parties on the service list attached as Schedule "B" hereto by e-mail is good and sufficient service and the time for such service is abridged to the date of actual service;

2. Christopher Briere, and each of (i) the Debtors; (ii) all of the Debtors' current and former directors, officers, employees, agents, accountants, legal counsel and shareholders, and all other persons acting on its instructions or behalf; and (iii) all other individuals, firms, corporations, governmental bodies or agencies, or other entities having notice of this Order (collectively, "**Persons**" and each a "**Person**") shall forthwith from the date of this Order advise the Receiver of the existence of any Property in such Person's possession or control, shall grant immediate and continued access to the Property to the Receiver, and shall deliver all such Property (excluding Property subject to liens the validity of which is dependent on maintaining possession) to the Receiver upon the Receiver's request;
3. All Persons, other than governmental authorities, shall forthwith from the date of this Order advise the Receiver of the existence of any books, documents, securities, contracts, orders, corporate and accounting records, and any other papers, records and information of any kind related to the business or affairs of the Debtors, and any computer programs, computer tapes, computer disks, or other data storage media containing any such information (collectively, the "**Records**") in that Person's possession or control. Upon request, governmental authorities shall advise the Receiver of the existence of any Records in that Person's possession or control;
4. Upon request, all Persons shall provide to the Receiver or permit the Receiver to make, retain and take away copies of the Records and grant to the Receiver unfettered access to and use of accounting, computer, software and physical facilities, provided however that nothing in paragraph 2, 3 or 4 of this Order shall require the delivery of Records, or the granting of access to Records, which may not be disclosed or provided to the Receiver due to solicitor client privilege or statutory provisions prohibiting such disclosure;
5. If any Records are stored or otherwise contained on a computer or other electronic system, of information storage, whether by an independent service provider or otherwise, all Persons in possession or control of such Records shall forthwith give unfettered access to the Receiver for the purpose of allowing the Receiver to recover and fully copy all of the information contained therein whether by way of printing the information or making copies of computer disks or such other manner of retrieving and copying the information as the Receiver in its discretion deems expedient, and shall not alter, erase or destroy any Records without the prior written consent of the Receiver. Further, for the purposes of this paragraph, all Persons shall provide the Receiver with all such assistance in gaining immediate access to the information in the Records as the Receiver may require including, without limitation, providing the Receiver with instructions on the use of any computer or other system and providing the Receiver with any and all access codes, account names and account numbers that may be required to gain access to the information;
6. An Order requiring Christopher Briere to turn over all assets owned by the Companies' that are not in the Receiver's possession within two (2) business days of the pronouncement of this Order;
7. The Receiver or any other party have liberty to apply for such further or other directions or relief as may be necessary or desirable to give effect to this Order; and
8. The approval of this Order by counsel appearing, other than counsel for the Receiver, is hereby dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

---

Amarit P. Bains  
Counsel for the Receiver

BY THE COURT

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REGISTRAR

**Schedule A – List of Counsel**

<b>NAME OF COUNSEL</b>	<b>REPRESENTING</b>

SCHEDULE "C"

No. S-251915  
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE RECEIVERSHIP OF BRIERE PRODUCTION GROUP INC.  
AND BRIERE TRANSPORTATION LTD.

BETWEEN:

ROYAL BANK OF CANADA

PETITIONER

AND:

BRIERE PRODUCTION GROUP INC.  
BRIERE TRANSPORTATION LTD.  
CHRISTOPHER BRIERE

RESPONDENTS

**ORDER MADE AFTER APPLICATION**

(DISTRIBUTION ORDER)

BEFORE THE HONOURABLE JUSTICE        )       MONDAY, THE 21<sup>st</sup> DAY  
  )         
  )       OF JULY, 2025

THE APPLICATION of BDO Canda Limited in its capacity as Court-appointed Receiver (the "**Receiver**") of the assets, undertakings and properties of Briere Production Group Inc. and Briere Transportation Ltd. (the "**Companies**"), coming on for hearing at Vancouver, British Columbia, on this day; AND ON HEARING Amarit P. Bains, counsel for the Receiver, and those other counsel listed on Schedule "**A**" hereto, and no one else appearing although duly served; AND UPON READING the material filed, including the First Report of the Receiver, dated July 9, 2025;

THIS COURT ORDERS AND DECLARES THAT:

1. The service of the Notice of Application and supporting materials in regard to this order on the parties on the service list attached as Schedule "**B**" hereto by e-mail is good and sufficient service and the time for such service is abridged to the date of actual service;

2. The Receiver is hereby authorized to distribute proceeds of the sale in accordance with the respective priority payables;
3. The Receivership Order dated April 10, 2025 in this proceeding is hereby amended by inserting the following immediately after subparagraph 3(s):
  - (t) to assign the Respondents Briere Production Group Inc. and/or Briere Transportation Ltd. into bankruptcy;
4. The Receiver or any other party have liberty to apply for such further or other directions or relief as may be necessary or desirable to give effect to this Order.
5. The approval of this Order by counsel appearing, other than counsel for the Receiver, is hereby dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

---

Amarit P. Bains  
Counsel for the Receiver

BY THE COURT

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REGISTRAR

**Schedule A – List of Counsel**

<b>NAME OF COUNSEL</b>	<b>REPRESENTING</b>

**Schedule B – Service List**