District of: Ontario

Division No.: 09-Toronto

Court No.: BK-24-0303861-0031

Estate No.:31-3038619

#### ONTARIO SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST)

THE HONOURABLE	)	DAY, THE 26 <sup>TH</sup>
	)	D. IV. O. D. I. D. O. V. A. O. V.
JUSTICE KIMMEL	)	DAY OF MARCH, 2024

#### IN THE MATTER OF A NOTICE OF INTENTION TO MAKE A PROPOSAL OF BRR LOGISTICS LIMITED

#### **ORDER**

**THIS MOTION** made without notice by Heset Brands Inc. o/a Halo Top Canada ("Halo"), with the consent of BRR Logistics Limited (the "Company"), and BDO Canada Limited (the "Proposal Trustee") for an Order relating to 111 pallets (totalling 20,715 cases) of frozen food products (the "Products") currently stored by the Company on behalf of Halo, was heard this day by Zoom videoconference at 330 University Avenue, Toronto, Ontario.

**ON READING** the Consent of the Company, and the Proposal Trustee, and on hearing the submissions of counsel for Halo,

1. **THIS COURT ORDERS** that Halo pay to its counsel the amount of \$25,308.80 to be held in trust, and only released to the Company upon written confirmation from Halo that the Company has released possession of the Products to Halo in good and marketable condition.

- 2. **THIS COURT ORDERS** that until March 31, 2024, or such earlier date as Halo may direct by written notice, the Company shall continue to store the Products at the Company's leased warehouse facility at 107 Walker Drive, Brampton, Ontario (the "Warehouse Premises"), in accordance with the terms of the storage and warehousing agreement between the Company and Halo, and shall not sell the Products.
- 3. **THIS COURT ORDERS** that until March 31, 2024, the Company shall grant access to the Warehouse Premises at all reasonable times to Halo, its agents and the Proposal Trustee for the purpose of permitting an inspection of the Products.
- 4. **THIS COURT ORDERS** that upon confirmation that Halo has paid the \$25,308.80 to its counsel in trust, the Company shall release possession of the Products to Halo or as it may direct.
- 5. **THIS COURT ORDERS** that the Proposal Trustee monitor the Company's compliance with this Order.

# IN THE MATTER OF A NOTICE OF INTENTION TO MAKE A PROPOSAL OF BRR LOGISTICS LIMITED

District of: Ontario

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# ONTARIO SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST)

# PROCEEDING COMMENCED AT TORONTO

#### ORDER

## **DICKINSON WRIGHT LLP**

Barristers & Solicitors

199 Bay Street

Suite 2200, Box 447

Commerce Court Postal Station

Toronto, ON M5L 1G4

### LISA S. CORNE (27974M)

Email: lcorne@dickinsonwright.com

Tel: 416-646-4608

Lawyers for Heset Brands Inc. o/a Halo Top Canada

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