

**ONTARIO
SUPERIOR COURT OF JUSTICE
(IN BANKRUPTCY AND INSOLVENCY)
COMMERCIAL LIST**

THE HONOURABLE)	MONDAY, THE 18 TH DAY
)	
JUSTICE W.D. BLACK)	OF NOVEMBER, 2024
)	

IN THE MATTER OF THE BANKRUPTCY OF **AYANDA CANNABIS CORPORATION**
OF THE TOWN OF NORWICH IN THE PROVINCE OF ONTARIO

ANCILLARY RELIEF ORDER

THIS MOTION, made by Richter Inc. in its capacity as the trustee-in-bankruptcy of Ayanda Cannabis Corporation (the “**Bankruptcy Trustee**”) pursuant to the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3, as amended (the “**BIA**”), for an order, among other things: (i) approving a proposed partial distribution to Michael Sioen Farms Ltd. (the “**MSFL Distribution**”); (ii) revoking the appointment of certain of the Inspectors from their position as Inspector; (iii) approving the fees and activities of the Bankruptcy Trustee and its counsel, as set out in the First Report of the Bankruptcy Trustee dated December 12, 2023 (the “**First Report**”) and the Second Report of the Bankruptcy Trustee dated October 24, 2024 (the “**Second Report**”), was heard this day via judicial video conference.

ON READING the Notice of Motion of the Bankruptcy Trustee, the First Report, the Second Report, and on hearing the submissions of counsel for the Bankruptcy Trustee and counsel for those other parties appearing as indicated by the counsel slip, no one appearing for any other party, although duly served as appears from the affidavit of service of Natalie Longmore, sworn October 29, 2024, filed.

DEFINITIONS

1. **THIS COURT ORDERS** that capitalized terms used herein that are not otherwise defined shall have the meaning ascribed to them in the Second Report.

APPROVAL OF THE MSFL DISTRIBUTION

2. **THIS COURT ORDERS** that, on a date to be determined by the Bankruptcy Trustee, in its reasonable discretion, the Bankruptcy Trustee is hereby authorized, directed and empowered to make one or more cash distributions from the bankruptcy estate of Ayanda Cannabis Corporation (the “**Company**”) to Michael Sioen Farms Ltd. with respect to its secured claim against the Company.

REVOCAION OF INSPECTORS’ APPOINTMENT

3. **THIS COURT ORDERS** that, effective immediately, the appointment of the following Inspectors shall be revoked and each of the following Inspectors are hereby discharged of the duties, obligations, and powers granted to them by way of their position as inspector of the Company’s estate:

(a) John Couwenberg;

(b) Shanil Ramdhany;

(c) Natalie Cain; and

(d) Collin Yarmie.

APPROVAL OF ACTIVITIES AND FEES OF THE BANKRUPTCY TRUSTEE

4. **THIS COURT ORDERS** that that the First Report and the Second Report and the activities, decisions and conduct of the Bankruptcy Trustee as set out in the First Report and the Second Report, are hereby authorized and approved; provided, however, that only the Bankruptcy Trustee, in its personal capacity and only with respect to its own personal liability, shall be entitled to rely upon or utilize in any way such approval.

5. **THIS COURT ORDERS** that the Bankruptcy Trustee’s interim statement of receipts and disbursements for the period from August 25, 2023, to October 15, 2024, as set out in the Second Report, is hereby approved.

6. **THIS COURT ORDERS** that the professional fees of the Bankruptcy Trustee for the period between August 25, 2023, to September 30, 2024, in the amount of \$247,155.00, plus

Harmonized Sales Tax (“**HST**”) of \$32,130.16, for a total of \$279,285.16, as further set out in the December 2023 Sherman Affidavit attached as Appendix “I” to the First Report and the October 2024 Sherman Affidavit attached as Appendix “BB” to the Second Report, are hereby approved.

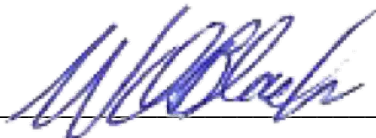
7. **THIS COURT ORDERS** that the professional fees of Thornton Grout Finnigan LLP (“**TGF**”), counsel to the Bankruptcy Trustee, for the period from August 1, 2023, to September 30, 2024, in the amount of \$155,082.50, plus disbursements of \$7,047.98 and HST of \$21,057.60, for a total of \$183,188.08, as further set out in the Thornton Affidavit attached as Appendix J to the First Report, and the Grossell Affidavit attached as Appendix “CC” to the Second Report, are hereby approved.

8. **THIS COURT ORDERS** that the Remaining Fees and Disbursements in the amount of \$50,000 is hereby approved, and the Bankruptcy Trustee is permitted to pay the professional fees and disbursements of the Bankruptcy Trustee and its counsel, TGF, from the Remaining Fees and Disbursements held by TGF, in trust.

GENERAL

9. **THIS COURT ORDERS** that this Order shall have full force and effect in all provinces and territories in Canada.

10. **THIS COURT HEREBY REQUESTS** the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada or in the United States, to give effect to this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Bankruptcy Trustee and its agents as may be necessary or desirable to give effect to this Order or to assist the Bankruptcy Trustee and its agents in carrying out the terms of this Order.



**ONTARIO
SUPERIOR COURT OF JUSTICE
(IN BANKRUPTCY AND INSOLVENCY)
COMMERCIAL LIST**

Proceeding commenced at Toronto

**ANCILLARY RELIEF ORDER
(Returnable November 18, 2024)**

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