

SUPERIOR COURT

(Commercial Division)

**CANADA
PROVINCE OF QUÉBEC
DISTRICT OF MONTREAL**

No.: 500-11-062362-237

DATE: February 14, 2024

PRESIDING : THE HONOURABLE KAREN M. ROGERS, J.C.S.

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT OF:

ÉBÉNISTERIE ST-URBAIN LTÉE

-and-

WOODLORE INTERNATIONAL INC.

-and-

EURO-RITE CABINETS LTD.

Debtors

-and-

RAYMOND CHABOT INC.

Monitor

-and-

HSBC BANK CANADA

Applicant/Secured Creditor

-and-

NAPOLÉON BOUCHER

-and-

DENIS LABROSSE

-and-

15569621 CANADA INC. (formerly 9501-8222 Québec Inc.)

-and-

WILLIAM M. MELNIK

-and-

THE MELNIK FAMILY TRUST 2043

-and-

TAYCO OFFICE FURNISHINGS INC.

-and-

1000688382 ONTARIO INC.

-and-

PAUL LAFRENIÈRE

-and-

MAYNBRIDGE CAPITAL INC.

-and-

PATHWARD, NATIONAL ASSOCIATION

-and-

D&A LABRECQUE CAPITAL INC.

-and-

ACCORD FINANCIAL INC.

-and-

9385-8363 QUÉBEC INC.

Respondents

ORDER TO COMPEL THE COMMUNICATION OF DOCUMENTS AND TO CONDUCT EXAMINATIONS OF THE COMMERCIALS LENDERS

ON READING the Applicant's *Application To Compel The Communication Of Documents And To Conduct Examinations Of The Commercial Lenders* (the "**Application**") pursuant to the proceedings under the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36 (the "**CCA**"), the affidavit and the exhibits in support thereof;

SEEING the notice of the Application;

SEEING the submissions of Applicant's attorneys;

SEEING the consent or absence of contestation of the relevant parties;

GIVEN the provisions of the CCA;

SEEING that it is appropriate to render an order to compel Maynbridge Capital Inc. ("**Maynbridge**"), Pathward, National Association ("**Pathward**"), 9385-8363 Québec Inc. ("**Creditbook**"), D&A Labrecque Capital Inc. and Accord Financial Inc. ("**Accord Financial**", and collectively, the "**Potential Lenders**") to communicate certain documents and have their representatives be examined regarding a potential financing of Ébénisterie St-Urbain Ltée ("**EBSU**") and/or Euro-Rite Cabinets Inc. ("**ERC**") in the context of a subsequent transaction in which the shares of EBSU and ERC were sold to 15569621 Canada Inc. ("**155 Canada Inc.**") without disclosure to the Court (the "**Subsequent Transaction**") immediately after the Court issued a reverse vesting order (the "**RVO**") authorizing a transaction pursuant to which William M. Melnik ("**Melnik**"), Tayco Office Furnishings Inc. ("**Tayco**") and the Melnik Family Trust 2043 ("**Melnik Trust**" and, together with Melnik, Tayco, the "**Melnik Group**") were to acquire the shares of EBSU, Woodlore International Inc. ("**Woodlore**") and ERC, respectively (the "**Authorized Transaction**");

WHEREFORE THE COURT:

- [1] **GRANTS** the Application;
- [2] **ORDERS** that any prior delay for the presentation of this Application is hereby abridged and validated so that this Application is properly returnable today and hereby dispenses with further service thereof;
- [3] **ORDERS** Maynbridge, Pathward, Creditbook, D&A Labrecque Capital Inc. and Accord Financial, within ten (10) days from the date of this order, to provide HSBC's counsels with a copy of :

- (a) any correspondence, emails, agreements, draft agreements, financial information, forecasts, projections, balance sheet, personal statement, personal net worth and other documents exchanged between, on the one hand, Napoléon Boucher, Denis Labrosse, Paul Lafrenière, Jean Gladu or any representative of 15569621 Canada Inc. (formerly 9501-8222 Québec Inc.) ("**LabrosseCo**"), 1000688382 Ontario Inc., EBSU, ERC, Woodlore International Inc. ("**Woodlore**"), William M. Melnik, the Melnik Family Trust 2043 or Tayco Office Furnishings Inc. and, on the other hand, any representative of any Potential Lender regarding a potential financing related to LabrosseCo, EBSU, ERC or their assets;
- [4] **ORDERS** Stephen Davies, Maxime Vanier, Aaron Leong, Denis Houle, Nick Dounas, Adam Colley, one or more representatives of D&A Labrecque Capital Inc. and one or more representatives of Accord Financial Inc. to be examined in relation to all aspects of the CCAA proceedings, the sales process, the communications, correspondence, negotiations and draft agreements regarding any credit proposal, including notably the payments made to Maynbridge and Pathward as well as the Subsequent Transaction;
- [5] **DECLARES** that the present Order shall have full force and effect in all provinces and territories in Canada;
- [6] **REQUESTS** the aid and recognition of any Court or administrative body in any Province of Canada, any Canadian federal court or administrative body, any federal or state court or administrative body in the United States of America, and any court or administrative body elsewhere, to act in aid of and to be complementary to this Court in carrying out the terms of the Order;
- [7] **ORDERS** the provisional execution of the present Order notwithstanding any appeal and without the requirement to provide any security or provision for costs whatsoever;
- [8] **THE WHOLE**, without costs.

